

Washington, Thursday, March 26, 1959

Title 1-GENERAL PROVISIONS

Chapter I—Administrative Committee of the Federal Register

REVISION OF CHAPTER

Chapter I of Title 1 of the Code of Federal Regulations is revised to read as follows:

Subchapter A-General

Part

- 1 General information and public services.
- 2 Services to Federal agencies.
 - Agency representatives.

Subchapter B—The Federal Register

- 10 General.
- 11 Mandatory and authorized publication of documents.
- 12 Preparation and transmittal of documents generally.
- 13 Preparation of documents subject to codification.
 14 Preparation of documents not subject to
- codification.

 15 Preparation and routing of Executive
- 15 Preparation and routing of Executive orders and proclamations.
- 16 Publication schedules.
- 17 Order of arrangement in the Federal Register.
- 18 Indexes and ancillaries.
- 19 Distribution of the Federal Register.

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- The Code of Federal Regulations.
- 31 U.S. Government Organization Manual.
 32 Public Papers of the Presidents of the United States.

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40 Meaning of terms used in this chapter.

SUBCHAPTER A-GENERAL

PART 1—GENERAL INFORMATION AND PUBLIC SERVICES

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- 1.1 Administrative Committee of the Federal Register.
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- 1.3 General authority of Director, Office of the Federal Register.
- Submittals, inquiries, and correspondence.
- 1.5 Publication of statutes, rules, and related documents.
- 1.6 Availability of publications.
- 1.7 Public inspection of documents.

Sec.

- Reproductions and certified copies of acts and documents.
- 1.9 Information service.

AUTHORITY: §§ 1.0 to 1.9 issued under secs. 2, 6, 49 Stat. 500, 501, as amended; 44 U.S.C. 302, 306.

§ 1.0 Scope and purpose.

This chapter sets forth the information, procedures, policies, determinations, and delegations whereby the Administrative Committee of the Federal Register carries out its general responsibilities under the Federal Register Act. One of the primary purposes of this chapter is to inform the public of the nature and uses of the Federal Register publications. Interested persons should not only consider the provisions of this Part 1 but should also pursue related provisions directed principally to the agencies of the Federal Government. These latter provisions dévelop details and assist the user in taking full advantage of the protection and services afforded under the Federal Register Act.

§ 1.1 Administrative Committee of the Federal Register.

The Administrative Committee of the Federal Register, established by section 6 of the Federal Register Act, consists of the Archivist or Acting Archivist of the United States, who is chairman of the Committee, an officer of the Department of Justice, designated by the Attorney General, and the Public Printer or Acting Public Printer. The Director of the Office of the Federal Register serves as secretary of the Committee. All materials required by law to be filed with the Committee shall be filed with the Director, and all correspondence, inquiries, and other communications intended for the Committee shall be directed to the Director at the Office of the Federal Register.

§ 1.2 Office of the Federal Register, location, hours.

The Office of the Federal Register is a component of the National Archives and Records Service of the General Services Administration. The Office is located in the National Archives Building, Eighth Street and Pennsylvania Avenue NW.,

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The regulatory material appearing herein is keyed to the Code of Federal Regulations, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended August 5, 1953. The Code of Federal Regulations is sold by the Superinger of Pederal Regulations is sold by the Supering Pederal Regulations. tendent of Documents. Prices of books and pocket supplements vary.

There are no restrictions on the republication of material appearing in the FEDERAL REGISTER, or the CODE OF FEDERAL REGULATIONS.

CFR SUPPLEMENTS

(As of January 1, 1959)

The following supplements are now available:

Title 9, Rev. Jan. 1, 1959 (\$4.75) Title 24, Rev. Jan. 1, 1959 (\$4.25) Title 49, Parts 71–90 (\$0.70)

Previously announced: Title 3, 1958 Supp. (\$0.35); Title 8 (\$0.35); Titles 22–23 (\$0.35); Title 25 (\$0.35); Title 38 (\$0.55); Titles 40—42 (\$0.35); Title 46, Parts 146—149, 1958 Supp. 2 (\$1.50); Part 150 to end (\$0.50); Title 47, Part 30 to end (\$0.30); Title 49, Parts 91—164 (\$0.40)

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Washington, D.C. Office hours are from 8:45 a.m. to 5:15 p.m., Monday through Friday of each week, except official Federal holidays.

§ 1.3 General authority of Director, Office of the Federal Register.

The Director is authorized to administer generally the provisions of this chapter, the related provisions of the Federal Register Act, and the pertinent provisions of acts and rules contemplated by section 5 of the Federal Register Act.

§ 1.4 Submittals, inquiries, and correspondence.

Documents authorized or required by law to be filed with the Office or published in the FEDERAL REGISTER or filed with the Administrative Committee shall be forwarded to the Director. Inquiries and other matters handled by mail should be addressed to the Director, Office of the Federal Register, National Archives Building, Washington 25, D.C.

§ 1.5 Publication of statutes, rules, and related documents.

The Office of the Federal Register is responsible for the central filing of the original acts comprising the laws enacted by the Congress, and the original documents comprising the public rules and notices issued under those laws by the executive branch of the United States Government. From these original acts and documents, the Office publishes the slip laws, the United States Statutes at Large, the daily Federal Register, and the Code of Federal Regulations. From related official source material, the Office also publishes the United States Government Organization Manual and the Public Papers of the Presidents of the United

§ 1.6 Availability of publications.

The publications named in § 1.5 are printed by the Government Printing Office and may be purchased from the Superintendent of Documents, Government Printing Office, Washington 25, D.C. These publications are not available for free distribution to members of the public at large. Availability for official use varies with the nature of each publication and is governed by the specific statutes and regulations referred to in § 2.3 of this chapter.

§ 1.7 Public inspection of documents.

Current documents filed with the Federal Register pursuant to law are open to public inspection in the Office of the

Federal Register during office hours. There are no formal inspection requirements or procedures. Manual or typewritten copies or excerpts may be made freely at the inspection desk.

§ 1.8 Reproductions and certified copies of acts and documents.

The furnishing of reproductions of acts and documents and the preparation and attachment of authentication certificates are governed by the rules covering the public use of records in the National Archives (44 CFR Part 2). In general, the rules provide for the advance payment of appropriate fees for reproduction services and for certifying reproductions. As indicated in § 2.5, the payment of fees normally is not required of Federal agencies.

§ 1.9 Information service.

Information about the publications named in § 1.5 and about the original acts and documents filed with the Office of the Federal Register will be given freely by the Office on request, unless the time required to answer an inquiry is excessive. Staff members of the Office will not undertake to summarize or interpret substantive text having the force or effect of law.

PART 2-SERVICES TO FEDERAL **AGENCIES**

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Information service. Official subscriptions and requisitions.

Special printing and editorial services.

Reproductions and certified copies of acts and documents.

2.6 Federal Register Handbook.

Formal staff assistance.

Informal staff assistance.

AUTHORITY: §§ 2.1 to 2.8 issued under sec. 6, 49 Stat. 501, as amended, sec. 11, 67 Stat. 388; 44 U.S.C. 306, 311.

§ 2.1 General cooperation.

The Director is authorized and required to cooperate fully with all agencies having business with the Office in order to assist such agencies in complying with pertinent publication laws and to assure efficient public service in the promulgation of administrative documents having the effect of law or of legal notice.

§ 2.2 Information service.

The Office of the Federal Register will answer promptly all proper inquiries received in person, by telephone, or in writing. All written communications and all matters involving classified material or involving the Administrative Committee should be addressed to the Director.

§ 2.3 Official subscriptions and requisi-

The availability for official use of the publications named in § 1.5 varies with the nature of each publication. Provisions governing official distribution are cited here for convenient reference.

(a) Slip laws. See section 191, title 44 of the United States Code.

(b) U.S. Statutes at Large. tion 196a, title 44 of the United States Code.

- (c) Federal Register. See Part 19 of this chapter.
- (d) Code of Federal Regulations. See § 30.14 of this chapter.
- (e) U.S. Government Organization Manual. See §§ 31.21 to 31.24 of this chapter.

(f) Public Papers of the Presidents of the United States. See §§ 32.15 to 32.17 of this chapter.

§ 2.4 Special printing and editorial services.

The Director is authorized to provide special services to agencies to promote efficiency and economy through the use of printing and editorial facilities developed in editing and publishing the FED-ERAL REGISTER and the Code of Federal Regulations. These special services are described in more detail in §§ 10.10 to 10.13 and § 30.16 of this chapter. Among other things, these special services include provision for (a) the use of standing type in making quantity reprints, (b) the advance editing and typesetting of exceptionally long papers for submission as original documents by the issuing agency, and (c) riding the press run to obtain extra copies of major portions of the daily FEDERAL REGISTER or the Code needed for immediate distribution in quantity by the issuing agency.

§ 2.5 Reproductions and certified copies of acts and documents.

Reproductions or certified copies of original acts and documents filed with the Office that are required for official use generally will be furnished by the Director on request without charge. In cases involving voluminous material or numerous copies, the requesting agency may be required to reimburse the cost of reproduction.

§ 2.6 Federal Register Handbook.

The Director is authorized to prepare and distribute the Federal Register Handbook. This handbook shall be designed to promote observance of the provisions in this chapter and to assist agencies in complying with related statutory provisions.

§ 2.7 Formal staff assistance.

The Director is authorized to develop and conduct a program of technical instruction for the benefit of agencies. This program shall be designed to explain and supplement the provisions of the Federal Register Handbook.

§ 2.8 Informal staff assistance.

The Office of the Federal Register is prepared to give informal assistance and advice to officials concerned with general or specific problems of rule drafting, rule-making procedures, and promulgation practices.

PART 3-AGENCY REPRESENTATIVES

Sec.

3.1 Designation.

3.2 Notification of designation.

3.3 Liaison duties.

Certifying duties. 3.4 Authorizing duties.

AUTHORITY: §§ 3.1 to 3.5 issued under sec. 6, 49 Stat. 501, as amended; 44 U.S.C. 306.

§ 3.1 Designation.

Each agency shall designate the following-named officials as its representatives to the Office of the Federal Register:

Liaison officer and alternate. Certifying officer and alternate. Authorizing officer and alternate.

§ 3.2 Notification of designation.

Every agency shall notify the Director in writing of the name, title, address, and telephone extension of the agency representatives designated. Whenever a change of representatives is made by an agency, prompt notification thereof shall be given in writing to the Director.

§ 3.3 Liaison duties.

The liaison officer shall represent his agency in all matters concerning the submission of documents to the Office and respecting general compliance with the provisions of this chapter. He also shall be responsible for the effective distribution and use of the Federal Register Handbook within his agency, and for promoting his agency's participation in the instruction program authorized by § 2.7.

§ 3.4 Certifying duties.

The certifying officer shall be responsible for the attachment of the required number of true copies to all original documents submitted by his agency to the Office and for affixing his certification, as provided by §§ 12.7 and 12.8 of this chapter.

§ 3.5 Authorizing duties.

The authorizing officer shall be responsible for furnishing the Director with a current mailing list of individuals or offices authorized under the provisions of this chapter to receive for official use the Federal Register and the Code of Federal Regulations.

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AUTHORITY: §§ 10.1 to 10.13 issued under secs. 3, 6, 49 Stat. 500, 501, as amended, sec. 11, 67 Stat. 388; 44 U.S.C. 303, 306, 311.

§ 10.1 Publication policy.

Pursuant to the act and the provisions of this chapter, the Office shall maintain a serial publication designated the "FED-ERAL REGISTER." It is the intent of the Administrative Committee that documents required or authorized to be filed for publication shall be published as promptly as possible within limitations imposed by considerations of accuracy, usability, and reasonable costs.

§ 10.2 Daily publication.

The FEDERAL REGISTER shall be published daily, except Sundays, Mondays, and days following official Federal holidays.

§ 10.3 Keying to Code of Federal Regulations.

Documents subject to codification, published in the daily issues of the Fen-ERAL REGISTER, shall be keyed to the Code of Federal Regulations and shall serve as daily supplements thereto.

§ 10.4 Form of citation.

Without prejudice to any other mode of citation, the contents of the FEDERAL REGISTER may be cited by volume and page number. The approved short form of citation to the FEDERAL REGISTER is "F.R." Thus "24 F.R. 2249" refers to material beginning on page 2249 of volume 24 of the daily issues.

§ 10.5 Unrestricted use.

There are no restrictions on the reproduction or republication of materials appearing in the FEDERAL REGISTER.

SPECIAL PRINTING AND EDITORIAL SERVICES

§ 10.10 Use of standing type.

Type used in printing the FEDERAL REGISTER is generally available for re-use by agencies in making reprints on their own requisition. Type so used must be returned to storage without change. Identification of stored type and permission for use may be obtained informally from the Office.

§ 10.11 Requisitions for overruns.

To meet requirements for special distribution in substantial quantity, agencies may requisition an overrun of a specific issue or of a major part thereof that can be made up for this purpose. Arrangements for this service may be made informally with the Office.

§ 10.12 Special editorial service.

The Office is prepared to compile and collate the rules in a Code unit as of a given date in order to assist the issuing agency in preparing a document for publication in the FEDERAL REGISTER. Requests for this service may be made to the Office informally.

§ 10.13 Supplementary loose-leaf serv-

The Director is authorized to cooperate with agencies in developing supplementary loose-leaf services covering special areas in which there is a need therefor sufficient to justify any added costs.

PART 11-MANDATORY AND AU-THORIZED PUBLICATION OF DOC-**UMENTS**

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Notification of expiration of codified material.

11.5 Documents of public interest.

AUTHORITY: §§ 11.1 to 11.5 issued under secs. 5, 6, 49 Stat. 501, as amended; 44 U.S.C. 305, 306.

MANDATORY

§ 11.1 Proclamations and Executive orders.

All Presidential proclamations and Executive orders in the numbered series, and all other documents which the President submits for publication or orders to be published, shall be filed with the Office and published in the FEDERAL REGISTER.

§ 11.2 Documents having general applicability and legal effect.

Every document issued under proper authority prescribing a penalty or a course of conduct, conferring a right, privilege, authority, or immunity, or imposing an obligation, and relevant or applicable to the general public, the members of a class, or the persons of a locality, as distinguished from named individuals or organizations, is hereby determined to have general applicability and legal effect. Such documents shall be filed with the Office and published in the FEDERAL REGISTER.

§ 11.3 Classes created by act of Congress.

Such documents or classes of documents as are required so to be published by act of Congress shall be filed with the Office and published in the FEDERAL REG-ISTER.

AUTHORIZED

§ 11.4 Notification of expiration of codified material.

Whenever a document subject to codification expires after a specified period by its own terms or by operation of law. notification by document of such expiration may, at the discretion of the administering agency, be filed with the Office and published in the FEDERAL REGISTER.

§ 11.5 Documents of public interest.

Other documents which in the opinion of the Director are of sufficient public interest to warrant such publication may be filed with the Office and published in the Federal Register.

12 - PREPARATION AND TRANSMITTAL OF DOCUMENTS GENERALLY

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12.15 Punctuation, capitalization, orthography.

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12.17 Descriptions of tracts of land.

ILLUSTRATIONS, TABULAR MATERIAL, AND FORMS

12.20 Illustrations and tabular material.

12.21 Forms.

AUTHORITY: §§ 12.1 to 12.21 issued under secs. 2, 6, 49 Stat. 500, as amended, 501, as amended; 44 U.S.C. 302, 306.

ORIGINAL AND COPIES

§ 12.1 Original and copies required.

An original and two duplicate originals or certified copies of all documents required or authorized to be published in the FEDERAL REGISTER shall be sent to the Office: Provided, That in the case of documents issued outside the District of Columbia a confirmed copy may be submitted in lieu of the original: And provided further, That agencies submitting documents printed or processed on both sides shall furnish three duplicate originals or certified copies.

§ 12.2 Letters of transmittal.

Letters of transmittal are not required. Such letters are appropriate whenever special handling or treatment is desired. (See Part 16.)

§ 12.3 Letter form.

No documents in the form of letters, except those issued by the President, shall be accepted by the Office.

§ 12.4 Typewritten originals.

In general, documents shall be typewritten on white bond paper approximately 8 by 10½ inches, shall have a left-hand margin of approximately 1½ inches, and a right-hand margin of approximately 1 inch, and shall be doublespaced.

§-12.5 Printed originals.

Whenever an agency chooses to have a document put in print before signature, printed originals and duplicates thereof may be submitted if the style and form have been approved by the Director.

§ 12.6 Mimeographed or other reproduced originals.

Whenever an agency wishes to submit mimeographs or other reproductions as original documents, approval shall first be obtained from the Director. Such mimeographs or other reproductions shall be on good quality white paper and shall be completely legible. The Director may refuse to accept unsatisfactory re-Under no circumstances productions. shall photostatic copies be accepted as original documents.

§ 12.7 Certified copies.

The certified copies required under under § 12.1 shall be attached to the original of all documents. All copies shall be entirely clear and legible. Copies of typewritten originals shall consist of either positive photostats on paper of a matte surface or the first two carbon copies of the ribbon original. Whenever a printed, mimeographed, or otherwise reproduced original is used, copies shall be as clear and legible in all respects as the original. The time of filing and publication shall be governed by the time when clear and legible copies are submitted.

§ 12.8 Form of certification.

The copies of all documents required to be filed with the Office, except documents issued by the President, shall be certified substantially as follows: "Certified to be a true copy of the original". Each such certification shall be signed by the certifying officer designated pursuant PART 13—PREPARATION OF DOCUto § 3.1 of this chapter.

§ 12.9 Signature.

All documents shall be signed in ink. Initials and impressed signatures shall not be acceptable. The name and title of the official signing the document shall be typed beneath his signature.

§ 12.10 Seal.

Affixation of a seal to original documents or certified copies is optional with the issuing agency.

STYLE

§ 12.15 Punctuation, capitalization, orthography.

Punctuation, capitalization, orthography, and other matters of style shall conform in general to the most recent edition of the Style Manual of the United States Government Printing Office.

§ 12.16 Geographic names.

The spelling of geographic names shall conform to the most recent official decisions of the Board on Geographic Names established pursuant to the act of July 25, 1947 (61 Stat. 456; 43 U.S.C. 364-

§ 12.17 Descriptions of tracts of land.

Descriptions of tracts of land shall conform, so far as practicable, with the most recent edition of the "Specifications for Descriptions of Tracts of Land for Use in Executive Orders and Proclamations," published under the supervision of the Director of the Bureau of the Budget.

ILLUSTRATIONS, TABULAR MATERIAL, AND FORMS

§ 12.20 Illustrations and tabular material.

Whenever possible documents should be so drafted as to make the inclusion of illustrations and tabular material unnecessary. If their inclusion cannot be avoided, the documents will be assigned to publication Schedule 3 (§§ 16.15-16.17), and the following provisions shall apply:

(a) Illustrations. The original drawings of all maps, charts, graphs, or other illustrations shall be submitted to the Office six working days before the date on which publication is desired. A legible reproduction of the original drawing reduced to a size approximating 8 by 101/2 inches, shall appear as part of the original document and the required certified copies.

(b) Tabular material. Tabular material comprising more than two typewritten pages shall be forwarded to the Office six working days before the date on which publication is desired.

§ 12.21 Forms.

Tabulated blank forms for application, registration, reports, contracts, and the like, and the instructions for preparing such forms shall not be published in full. In lieu thereof there shall be submitted for publication a simple statement describing the function of the form and indicating the place, or places, where copies may be obtained.

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13.2 Descriptions of organization.

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AUTHORITY: §§ 13.1 to 13.62 issued under sec. 6, 49 Stat. 501, as amended, sec. 11, 67 Stat. 388; 44 U.S.C. 306, 311.

Subpart A—General Requirements

§ 13.1 General provisions.

All documents subject to codification shall be drafted as amendments to the Code of Federal Regulations and prepared in accordance with the provisions of this Part 13 and of Part 12, before submission to the Office.

RULES AND REGULATIONS

§ 13.2 Descriptions of organization.

The Director is authorized to classify documents submitted under section 3(a) (1) of the Administrative Procedure Act as "documents subject to codification" under special agreement with the issuing agency. Such agreements shall be based on a formal statement, signed by the head of the agency, to the effect that (a) publication in the Code is necessary or desirable for the effective discharge of the agency's functions or activities, and (b) publication in the Code may be discontinued by order of the Administrative 'Committee for failure of the agency to keep publication current.

§ 13.3 Orderly development.

For the purpose of assuring orderly development along practical lines, the Director is authorized to establish new titles in the Code and to rearrange existing titles and subordinate assignments. Before taking such actions, the Director shall consult with all agencies directly affected by a proposed change.

CODE STRUCTURE

§ 13.4 Titles.

The major divisions of the Code are titles, which bring together broadly related governmental functions.

§ 13.5 Chapters.

The normal divisions of titles are chapters, which are assigned to the various agencies within titles descriptive of the subject matter covered by the agencies' rules and regulations.

§ 13.6 Parts.

The normal divisions of chapters are parts. A part should consist of a unified body of rules or regulations applying to a specific function of the issuing agency or devoted to specific subject matter under control of the issuing agency. Parts are normally assigned to chapters as follows: Chapter I, Parts 1 to 199; Chapter II, Parts 200 to 299; Chapter III, Parts 300 to 399; etc.

§ 13.7 Sections.

The normal divisions of parts are sections. The section is the basic unit of the Code. It should consist of a short, simple presentation of one principal thought. The sections in a properly drafted rule usually do not require further subdivision.

§ 13.8 Subtitles.

Subtitles may be used to distinguish between material emanating from an over-all office or agency and the material issued by its various components. Subtitles may also be used to otherwise group chapters within a title.

§ 13.9 Subchapters.

Subchapters may be used to group related parts within a chapter.

§ 13.10 Subparts and undesignated center heads.

Subparts or undesignated center heads may be used to group related sections within a part. Undesignated center heads may also be used to group sections within a subpart.

NORMAL NUMBERING

§ 13.12 Titles.

Titles are numbered consecutively in Arabic throughout the Code.

§ 13.13 Chapters.

Chapters are numbered consecutively in Roman capitals throughout each title.

\$ 13.14 Parts.

Parts are numbered in Arabic throughout each title.

§ 13.15 Sections.

Sections are numbered in Arabic throughout each part. A section number shall include the number of the part set off by a decimal point. Thus, the section number for section 15 within Part 13 is § 13.15.

§ 13.16 Subdivisions of sections.

Properly drafted sections should be brief and usually should not require internal divisions. Whenever internal divisions are unavoidable, sections shall be subdivided into paragraphs, paragraphs into subparagraphs, and subparagraphs, into subdivisions designated as follows:

| Illustrative | Symbol | Paragraph | (a) | Subparagraph | (1) | Subdivision | (i) |

§ 13.17 Subtitles, subchapters, and subparts.

Subtitles and subchapters are lettered consecutively in capitals throughout the title and the chapter respectively. Subparts may be lettered in capitals, numbered in Arabic, or may be undesignated.

§ 13.18 Reservation of numbers.

Where related parts or related sections are grouped under a heading as provided for in §§ 13.9 and 13.10, numbers should be reserved at the end of each group to allow for expansion.

Special Numbering Problems

§ 13.20 Addition of new units between existing units.

If it becomes necessary to introduce a new part or section between existing parts or sections the new part or section shall be designated by the addition of a lower-case letter to the preceding part or section number. Thus, a part introduced between Parts 31 and 32 would be numbered Part 31a, and a section introduced between § 31.1 and § 31.2 would be numbered § 31.1a. If it should become necessary to introduce a unit smaller than a section between existing units, the entire section should be revised.

§ 13.21 Vacated numbers.

Whenever a number is vacated by a revocation, the remaining elements in the over-all unit shall retain their old numbers until the over-all unit is completely revised.

§ 13.22 Keying to agency numbering systems.

The keying of the serial numbers following the decimal point to make them correspond to particular numbering systems in use by the agency shall be permitted only when, in the opinion of the Director, the keying will be of benefit both to the agency and to the public. In all cases prior approval for the use of keying systems shall be obtained from the Director.

§ 13.23 Statements of general policy; interpretations.

Whenever a statement of general policy or interpretation, submitted pursuant to section 3(a) (3) of the Administrative Procedure Act, applies to an entire part, it should be included in, or appended to, that part. Similarly, whenever a statement of policy or interpretation applies to a specific section it should be appended to that section. Statements of policy and interpretations of broader scope should be assigned to a part or group of parts within the chapter affected.

HEADINGS

§ 13.26 Required code headings.

(a) The title, chapter, and part heading, in that order, shall be set forth in full on separate lines at the beginning of each document. Subtitle, subchapter, and subpart headings shall also be set forth if applicable.

(b) Each section shall be given a brief descriptive heading. The section heading shall precede the text on a separate line.

§ 13.27 Additional captions.

(a) For the purpose of publication in the daily Federal Register, a brief caption more specifically describing the scope of a document constituting a partial amendment of the material within a part shall be provided immediately below the part heading.

(b) Agencies using regulation numbers or other identifying symbols shall place them in brackets centered immediately above the part heading.

§ 13.28 Tables of contents.

Tables of contents shall be used whenever a new part is introduced or an existing part is completely revised and whenever a group of sections is revised or added and set forth as a subpart or otherwise separately grouped under a centerhead. These tables shall precede the text of the rules or regulations and shall list the headings for the sections to which they are applicable.

§ 13.29 Composition of part headings.

A part heading should indicate briefly the general subject matter of the material appearing in the part. The use of phrases such as "Regulations under the act of July 26, 1955" or other expressions which are not descriptive of the subject matter should be avoided. Introductory expressions such as "Regulations governing" or "Rules applicable to" should not be used.

AMENDMENTS

§ 13.32 General requirements.

(a) If necessary for clarity, there shall be included in each amendatory document a statement particularizing the nature and extent of the changes made. The text of each typographical unit so amended shall be set forth in full.

separate line. Asterisks shall be used where appropriate to indicate ellipses.

REFERENCES

§ 13.34 General requirements.

All references to the Code shall be in terms of the specific titles, parts, and sections involved. Ambiguous references such as "herein", "above", "below", and the like shall not be used. All documents which contain reference to material published in the Code shall include the Code citation as part of such reference.

§ 13.35 References to Federal Register.

The contents of the Federal Register should be referred to by volume and page Thus material beginning on page 2249 of volume 24 should be cited: 24 F.R. 2249.

§ 13.36 References between or within titles of the Code.

Unless the meaning is otherwise precisely expressed and undue or awkward repetition would result, references should be as follows:

- (a) Between titles. When reference is made to material codified under a title other than that in which the reference occurs, the short form of citation should be used. Thus a reference made within Title 44 to § 1.8 of Title 1 should be in the following form: 1 CFR 1.8.
- (b) Within titles. When reference is made to material codified in the same title, the following forms should be used:

Chapter II of this title. Part 30 of this title. § 30.19 of this title.

(c) Within chapters. When reference is made to material codified in the same chapter, the following forms should be used:

Part 30 of this chapter. § 30.19 of this chapter.

(d) Within parts. References to units' within the same part should not include the phrase "of this part." However, such phrases as "in this Part 30," "in this § 30.19," or "in this § 30.19(a) (1)" should -be used when less precise references involve latent ambiguity.

§ 13.37 Parallel citation of Federal Register and Code.

When appropriate, the Code and the FEDERAL REGISTER may be cited for parallel reference in the following form: 19 CFR 82.1 (24 F.R. 1153) or § 82.1 of this chapter (24 F.R. 1153).

§ 13.38 References to 1938 edition of Code.

Reference to the 1938 edition of the Code and supplements thereto may be made in the following forms:

- 1 CFR, 1938 ed., 1.1.
- 1 CFR, 1943, Cum. Supp., 2.1.
- 1 CFR, 1946 Supp., 2.1.

Subpart B—Citations of Authority

§ 13.45 General requirements.

Each section in a document subject to codification shall be covered by a citation of the statutory rule-making authority under which the provisions of the section

(b) The heading of each section are issued. Whenever applicable, the amended shall be set forth in full on a citation shall also include (a) statutory provisions that are supplemented, applied, interpreted, or otherwise directly implemented by the document; and (b) documents that delegate statutory authority to the issuing agency.

§ 13.46 Agency responsibility; amend-

The accuracy and integrity of citations of authority are the responsibility of the issuing agency. Such citations shall be treated as an integral part of each rule, and shall be formally amended by the issuing agency to reflect changes in authority.

§ 13.47 Provision for flexibility.

The Director is authorized to make exceptions to requirements respecting the placement and form of citations of authority whenever strict application of such requirements would seriously impair the practical usefulness of such citations.

PLACEMENT

§ 13.50 Coverage of single section.

Authority covering a single section shall be cited in parentheses on a separate line immediately following the text of the section. Thus:

(Sec. 7, 49 Stat. 502; 44 U.S.C. 307)

§ 13.51 Blanket coverage.

Authority covering a group of two or more consecutive sections shall be cited following the word "AUTHORITY" and placed as a text note immediately preceding the first section in the group. Thus:

AUTHORITY: §§ 1.0 to 1.10 issued under secs. 2, 6, 49 Stat. 500, as amended, 501, as amended; 44 U.S.C. 302, 306.

§ 13.52 Combined blanket and separate coverage.

Whenever individual sections within a group covered by a blanket citation reflect additional authority, a combined form shall be used. Thus:

AUTHORITY: §§ 7.1 to 7.21 issued under sec. 6, 49 Stat. 501, as amended; 44 U.S.C. 306. Additional authority is cited in parentheses following the sections affected.

§ 13.53 Combined blanket coverage.

Whenever a group of two or more consecutive sections within a broader group covered by a blanket citation reflect the same additional authority, combined blanket citations shall be used.

AUTHORITY: §§ 7.1 to 7.21 issued under sec. 6, 49 Stat. 501, as amended; 44 U.S.C. 306. §§ 7.1 to 7.11 also issued under sec. 11, 49 Stat. 503, as amended; 44 U.S.C. 311.

§ 13.54 Documents involving partial amendments.

- (a) Whenever a document prescribes various partial amendments, issued under common authority, the citation to such authority shall be placed in parentheses on a separate line following the last amendment.
- (b) Whenever a document prescribes various amendments issued under varying authorities, each amendatory proposition shall be followed by the appropriate citation in parentheses on a separate line.

§ 13.55 Non-statutory elements.

Documents required to be cited as authority shall be placed after any required statutory elements. Thus:

Sec. 6, 49 Stat. 501, as amended, sec. 12, 60 Stat. 244, as amended; 44 U.S.C. 306, 5 U.S.C. 1011 E.O. 10173, 15 F.R. 7005, 3 CFR 1950 Supp. Bureau Budget Order, 23 F.R. 2304.

§ 13.60 General.

The shortest form of citation compatible with positive identification and ready reference should be used in all formal citations of authority. The Office is prepared to assist agencies in developing model citations under this criterion. The examples given throughout this part serve as general models.

§ 13.61 Statutory materials.

(a) Public laws. Current public laws may be cited as such prior to publication in the U.S. Statutes at Large. Thus:

Sec. 7, Pub. Law 85-911.

(b) Statutes at Large and U.S. Code. In citing the U.S. Statutes at Large, reference should be made to section, volume, and page. The page number should refer to the page on which the section cited begins. The parallel U.S. Code citation shall be given whenever possible. In multiple citations, references to the Statutes should be arranged chronologically and grouped separately, preceding the group of parallel U.S. Code citations.

§ 13.62 Non-statutory materials.

Documents should be cited by FEDERAL REGISTER volume and page, followed if possible, by the parallel citation to the Code of Federal Regulations. Thus:

Treasury Order 165, 19 F.R. 7241. C.S.C. Reg., 23 F.R. 7835; 5 CFR 12.101. E.O. 10173, 15 F.R. 7005; 3 CFR, 1950 Supp.

PART 14-PREPARATION OF DOCU-MENTS NOT SUBJECT TO CODIFI-**CATION**

NOTICES IN GENERAL

14.1 General requirements.

14.2 Name of issuing agency

Name of agency subdivision. Agency document designation. 14.3

14.4

Additional captions. Authority citation.

NOTICES OF PROPOSED RULE MAKING

14.10 General requirements.

Code designation.

14.12 Codification.

Sec.

AUTHORITY: §§ 14.1 to 14.12 issued under sec. 6, 49 Stat. 501, as amended; 44 U.S.C. 306.

NOTICES IN GENERAL

§ 14.1 General requirements.

Documents not subject to codification shall be prepared in conformity with the provisions of Part 12 and of this Part 14.

§ 14.2 Name of issuing agency.

The name of the issuing agency shall be carried at the beginning of the document.

§ 14.3 Name of agency subdivision.

Whenever a document is issued by or for a specific bureau or similar unit with-

in a department or over-all agency, the name of such bureau or unit shall be carried on a separate line immediately below the name of the issuing agency.

§ 14.4 Agency document designation.

Agencies using file numbers, docket numbers, or similar identifying symbols, shall place them in brackets on a separate line immediately following the headings required by §§ 14.2 and 14.3.

§ 14.5 Additional captions.

A suitable short title shall be provided beginning on a separate line immediately following the other required caption or Whenever appropriate, an captions. additional brief caption should be used.

§ 14.6 Authority citation.

The specific authority under which the document is issued should be cited in the body thereof. References to statutes constituting the authority for a document should not be carried in the cap-

NOTICES OF PROPOSED RULE MAKING

§ 14.10 General requirements.

Notices of proposed rule making required by section 4(a) of the Administrative Procedure Act shall include a statement of (a) the time, place, and nature of public rule-making proceedings; (b) reference to the authority under which the rule is proposed; and (c) either the terms or substance of the proposed rule or a description of the subjects and issues involved. Such notices, shall conform to the provisions of Part 12 and of this Part 14.

§ 14.11 Code designation.

If the notice of proposed rule making contemplates the adoption of a document subject to codification, the Code title and part involved shall be carried in brackets immediately below the name of the issuing agency.

§ 14.12 Codification.

Any portion of a proposed rule-making document which consists of the full textof a proposed rule shall also conform to the provisions of Part 13.

PART 15—PREPARATION AND ROUT-ING OF EXECUTIVE ORDERS AND **PROCLAMATIONS**

15.1 15.2 Form.

Routing and approval of drafts.

15.3 Routing of originals and copies; seal.

Numbering and certification. 15.5 Disposition of originals.

Publication and distribution.

Proclamations of treaties excluded.

Note: The source of §§ 15.1 to 15.7 is E.O. 10006, Oct. 9, 1948, 13 F.R. 5927, 3 CFR, 1948 Supp.

§ 15.1 Form.

Proposed Executive orders and proclamations shall be prepared in accordance with the following requirements:

(a) The order or proclamation shall be given a suitable title.

(b) The authority under which the order or proclamation is issued shall be cited in the body thereof.

(c) Punctuation, capitalization, orthography, and other matters of style shall, in general, conform to the most recent edition of the Style Manual of the United States Government Printing

(d) The spelling of geographic names shall conform to the most recent official decisions of the Board on Geographic Names established pursuant to the act of July 25, 1947 (61 Stat. 456; 43 U.S.C. 364-364f).

(e) Descriptions of tracts of land shall conform, so far as practicable, to the most recent edition of the "Specifications for Descriptions of Tracts of Land for Use in Executive Orders and Proclamations", published by, or under the direction of, the Director of the Bureau of the Budget.

(f) Proposed Executive orders and proclamations shall be typewritten on paper approximately 8 by 121/2 inches, shall have a left-hand margin of approximately 11/2 inches and a right-hand margin of approximately 1 inch, and shall be double-spaced, except that quotations, tabulations, and descriptions of land may be single-spaced.

§ 15.2 Routing and approval of drafts.

A proposed Executive order or proclamation shall first be submitted, with seven copies thereof, to the Director of the Bureau of the Budget. If the Director of the Bureau of the Budget approves it, he shall transmit it to the Attorney General for his consideration as to both form and legality. If the Attorney General approves it, he shall transmit it to the Director of the Office of the Federal Register, National Archives and Records Service, General Services Administration. After determining that it conforms to the requirements of § 15.1 and is free from typographical or clerical error, the Director of the Office of the Federal Register shall transmit it and three copies thereof to the President. If it is disapproved by the Director of the Bureau of the Budget or by the Attorney General, it shall not thereafter be presented to the President unless it is accompanied by a statement of the reasons for such disapproval.

§ 15.3 Routing of originals and copies.

If the order or proclamation is signed by the President, the original and two copies thereof shall be forwarded to the Director of the Office of the Federal Register for appropriate action in conformity with the provisions of the Federal Register Act: Provided, That the seal of the United States shall be affixed, pursuant to direction of the President, to the originals of all proclamations prior to such forwarding.

§ 15.4 Numbering and certification.

The Office of the Federal Register shall number chronologically all Executive orders and proclamations and shall cause to be placed upon the copies thereof the following notation, to be signed by the Director or by some person authorized by him: "Certified to be a true copy of the original."

§.15.5 Disposition of originals.

The Office of the Federal Register from time to time shall file in the Na-

tional Archives the originals of all Executive orders and proclamations.

§ 15.6 Publication and distribution.

The Office of the Federal Register shall publish currently in the Federal Register all Executive orders and proclamations and shall supervise the promulgation and distribution thereof.

§ 15.7 Proclamations of treaties excluded.

Consonant with the provisions of section 12 of the Federal Register Act (49 Stat. 503; 44 U.S.C. 312), nothing in this chapter shall be construed to apply to treaties, conventions, protocols, or other international agreements, or proclamations thereof by the President.

PART 16—PUBLICATION SCHEDULES

Publication schedules.

16.1 16.2 Receipt.

16.3 Filing for public inspection.

EMERGENCY SCHEDULE

Procedure for Schedule 1. 16.5

Criteria for Schedule 1. 16.6

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Transmittal from distant points. 16.8

REGULAR SCHEDULE

Procedure for Schedule 2.

16.12 Timing.

SPECIAL SCHEDULE

16.15 Procedure for Schedule 3.

Criteria for Schedule 3.

Timing. 16.17

AUTHORITY: §§ 16.1 to 16.17 issued under secs. 2, 6, 49 Stat. 500, 501, as amended; 44 U.S.C. 302, 306.

§ 16.1 Publication schedules.

Documents properly submitted for publication in the Federal Register shall be immediately assigned by the Office to one of three publication schedules:

Schedule 1—Emergency. Schedule 2—Regular. Schedule 3—Special.

§ 16.2 Receipt.

Documents shall be received only during a working day.

§ 16.3 Filing for public inspection.

(a) Upon receipt, documents shall be held for confidential processing until filed for public inspection.

(b) Documents shall be filed for public inspection on the working day preceding the publication day thereof. The Office shall place upon the original and certified copies of all documents a notation of the day and hour on which they are made available for public inspection.

EMERGENCY SCHEDULE

§ 16.5 Procedure for Schedule 1.

A document shall be assigned to "Schedule 1—Emergency" upon specific request of the issuing agency and agreement thereto by the Director. Requests may be made by letter of transmittal or otherwise, as time permits. Confirmation of the assignment shall be made as promptly as possible.

§ 16.6 Criteria for Schedule 1.

Schedule 1 is designed to provide immediate publication of a document when

such action is essential in order to effect the purposes of the document. The request for emergency publication may be based on the perishable nature of the subject matter or other reasonable grounds. Requests so based shall be agreed to freely within the limitations of practical feasibility.

§ 16.7 Timing.

Documents received by the Office before noon and assigned to Schedule 1 shall be published in the daily issue next following. Whenever such documents are received in the afternoon, they shall be published as soon thereafter as practicable.

§ 16.8 Transmittal from distant points.

The text of a Schedule 1 document may be transmitted from a distant field installation to its Washington office by telecommunication. Certified transcriptions thereof may be filed forthwith, in advance of receipt of the original document. In such cases, the publication date under Schedule 1 shall be based on receipt by the Federal Register of the certified transcribed copies.

REGULAR SCHEDULE

§ 16.11 Procedure for Schedule 2.

In the absence of special arrangement with the issuing agency, documents shall be assigned to Schedule 2 for regular publication. Receipt in the ordinary course of business shall be considered as a request for such publication.

§ 16.12 Timing.

Documents assigned to Schedule 2 shall be held for confidential processing, including typesetting, for one full working day after receipt, shall be filed by the Office for public inspection on the next working day, and shall be published on the publication day next following the day of filing. Thus the regular schedule of publication shall be as follows:

Received	Filed	Published
Monday	Wednesday	Thursday.
Tuesday	Thursday	Friday.
Wednesday	Friday	Saturday.
Thursday		
Friday	Tuesday	Wednesday.

SPECIAL SCHEDULE

§ 16.15 Procedure for Schedule 3.

(a) Documents that are the subject of agreements involving special editorial or printing services may be placed in Schedule 3 by pre-arrangement.

(b) Documents received in the ordinary course of business may be assigned to Schedule 3 by the Director, who shall cause the liaison officer concerned to be immediately notified of the assignment and the reasons therefor.

§ 16.16 Criteria for Schedule 3.

Except by pre-arrangement, documents may be assigned to Schedule 3 only because of technical problems requiring additional time to prepare material for the press. Such requirement for additional time generally may be obviated through advance consultation with the Office respecting unusual tabulations, illustrations, or exceptionally voluminous submissions,

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§ 16.17 Timing.

Schedule 3 shall follow the schedule in § 16.12 except that three additional working days for confidential processing may be added as required between the day of receipt and the day of filing for public inspection.

PART 17-ORDER OF ARRANGE-MENT IN THE FEDERAL REGISTER

17.1 General.

The President.

17.3 Rules and Regulations.

17.4 Proposed Rule Making.

17.5 Notices.

AUTHORITY: \$8 171 to 175 issued under secs. 5, 6, 49 Stat. 501, as amended; 44 U.S.C. 305, 306.

§ 17.1 General.

Documents published in the FEDERAL REGISTER shall be arranged under four principal headings in the following order:

The President. Rules and Regulations. Proposed Rule Making. Notices.

§ 17.2 The President.

There shall be published under this heading all Executive orders and proclamations in the numbered series, and all other Presidential documents which the President submits for publication or orders to be published.

§ 17.3 Rules and Regulations.

There shall be published under this heading all documents subject codification.

§ 17.4 Proposed Rule Making.

There shall be published under this heading all general notices of proposed rule making submitted pursuant to section 4(a) of the Administrative Procedure Act.

§ 17.5 Notices.

There shall be published under this heading all documents not falling within the provisions of §§ 17.2 to 17.4. These documents include:

(a) Miscellaneous documents not subject to codification.

(b) Notices of hearings not submitted under section 4(a) of the Administrative Procedure Act.

(c) Documents which in the opinion of the Director are of sufficient public interest to warrant publication. § 11.5.)

PART 18-INDEXES AND **ANCILLARIES**

SUBJECT INDEXES

18.1 Daily contents.

Analytical subject indexes.

NUMERICAL FINDING AIDS

18.5 Daily Codification Guides.

18.6 Monthly Codification Guides. Quarterly and annual Guides.

AUTHORITY: §§ 18.1 to 18.7 issued under secs. 3, 6, 49 Stat. 500, 501, as amended, sec. 11, 67 Stat. 388; 44 U.S.C. 303, 306, 311.

SUBJECT INDEXES

§ 18.1 Daily contents.

The contents of each Federal Register shall be appropriately indexed under the names of the issuing agencies.

§ 18.2 Analytical subject indexes.

Analytical subject indexes shall be separately published, covering the contents of the Federal Register as follows: Monthly for the months of January, February, April, May, July, August, October, November, and December; quarterly for the quarters ending in March, June, and September; and annually for the calendar year.

NUMERICAL FINDING AIDS

§ 18.5 Daily Codification Guides.

Each daily issue shall carry a numerical list of the parts of the Code affected by documents published in that issue. Beginning with the second issue of the month, each daily issue shall also carry a cumulated list of the parts affected by documents published during that month.

§ 18.6 Monthly Codification Guides.

A numerical list of the sections of the Code affected by the contents of the FED-ERAL REGISTER shall be published in a Codification Guide which shall be distributed with the monthly indexes.

§ 18.7 Quarterly and annual Guides.

Cumulative Codification Guides shall be separately published covering January_March, January-June, January-September, and January-December of each year.

PART 19—DISTRIBUTION OF FEDERAL REGISTER

19.1 General distribution.

19.2

Distribution to the Congress. Distribution to Federal agencies. 19.3

Extra copies.

19.5 Subscriptions and sale.

AUTHORITY: §§ 19.1 to 19.5 issued under secs. 3, 6, 49 Stat. 500, 501, as amended; 44 U.S.C. 303, 306.

§ 19.1 General distribution.

The Government Printing Office shall make distribution of the Federal Regis-TER by delivery or by deposit at a post office at or before 9:00 a.m. of the publication day.

§ 19.2 Distribution to the Congress.

Members of Congress shall be entitled to a maximum of 5 copies daily.

§ 19.3 Distribution to Federal agencies.

The FEDERAL REGISTER shall be furnished without charge to officers and employees of the United States in such numbers as are needed for official use: Provided. That requests for placement on the FEDERAL REGISTER mailing list shall be made in writing to the Director, and signed by the person in each department or agency who is authorized under § 3.1 of this chapter to state that the FEDERAL REGISTER is needed for official use.

§ 19.4 Extra copies.

Requests for extra copies of particular issues of the Federal Register for official

use shall be addressed to the Superintendent of Documents, Government Printing Office, Washington 25, D.C. Extra copies shall be paid for by the agency or official requesting them.

CROSS REFERENCE: For availability of extra copies in substantial quantity, see § 10.11.

§ 19.5 Subscriptions and sale.

The daily issues of the Federal Regis-TER shall be furnished to subscribers on a monthly or an annual basis, at a price to be determined by the Administrative. Committee; the subscription price to be payable in advance to the Superintendent of Documents, Government Printing Office, Washington 25, D.C. Individual copies shall be obtainable from the Superintendent of Documents at a price determined by him.

Note: Current prices of the FEDERAL REGIS-TER are: \$1.50 a month; \$15.00 a year; individual copies fifteen cents or more depending upon the size of the issue.

SUBCHAPTER C-SPECIAL EDITIONS OF THE FEDERAL REGISTER

PART 30-THE CODE OF FEDERAL REGULATIONS

30.1	Publication policy.
30.2	Format and designation.
30.3	Form of citation.
30.4	Unrestricted use.
30.5	Orderly development.
30.6	Daily supplementation.
30.7	Cumulative pocket supplements.
30.8	Added pocket parts.
30.9	Collation and republication of books.
30.10	Presidential documents, Title 3.
30.11	Indexes.
00.10	Amoillanias

30.12 Ancillaries.

Agency cooperation. 30.13

Limited distribution for official use. 30.14

Requisitions to cover special needs. 30.15 30.16 Special printing and editorial services.

30.17 Sale to public.

AUTHORITY: §§ 30.1 to 30.17 issued under secs. 5, 6, 49 Stat. 501, as amended, sec. 11, 67 Stat. 388; 44 U.S.C. 305, 306, 311.

§ 30.1 Publication policy.

The Office of the Federal Register shall carry out the provisions of section 11 of the act by maintaining publication of a special edition of the FEDERAL REGISTER designed to present a compact and practical code. It is the intent of the Administrative Committee that every practical means be employed to keep this code as current and as readily usable as possible within limitations imposed by considerations of dependability and reasonable costs.

§ 30.2 Format and designation.

Subject to progressive improvement, the general format and the continuity of coverage shall be based on the "Code of Federal Regulations, 1949 Edition." The current edition shall be designated "Code of Federal Regulations": Provided, however, That individual books may retain the former designation until collated and republished.

§ 30.3 Form of citation.

The Code of Federal Regulations may be cited by title and section. The approved short form is by title number. initial letters of the name, and the combined part-section number. Thus 1 CFR 30.3 refers to Title 1, Code of Federal Regulations, Part 30, section 3.

§ 30.4 Unrestricted use.

There are no restrictions on the reproduction or republication of materials appearing in the Code of Federal Regulations.

§ 30.5 Orderly development.

For the purpose of assuring orderly development along practical lines, the Director is authorized to establish new titles in the Code, and to rearrange existing titles and assignments thereunder. Before taking any such action, the Director shall consult with all agencies directly affected by the proposed change.

§ 30.6 Daily supplementation.

Documents subject to codification, published in the daily issues of the Fen-ERAL REGISTER pursuant to Subchapter B of this chapter, shall be keyed to the Code and shall serve as daily supplements thereto.

§ 30.7 Cumulative pocket supplements.

The Director is authorized to provide for the publication of cumulative pocket supplements to each book of the Code annually or more frequently as required for effective use. The text of annual cumulations of changes and additions shall be limited to provisions that are published in the FEDERAL REGISTER on or before December 31 of a given year and which are in force and effect as to facts arising on or after the following day, i.e., January 1 of the succeeding year.

§ 30.8 Added pocket parts.

The Director may provide for the publication of added pocket parts to any book of the Code in order to meet special needs for current supplementation, to avoid wasteful and unnecessary reprinting of previously cumulated additions and changes, or as otherwise required for effective use.

§ 30.9 Collation and republication of books.

(a) Criteria. A book of the Code shall be collated and republished whenever the Director determines that the contents thereof have been substantially superseded or that the practical use of the book in conjunction with its supplements entails undue inconvenience to the users:

(b) Limitation of text. The text of each such book so revised shall be limited to provisions which are fully promulgated on or before December 31 of a given year and which are in force and effect as to facts arising on or after the following day, i.e., January 1 of the succeeding year.

§ 30.10 Presidential documents, Title 3.

The Office shall compile and publish annual supplements to Title 3. The supplements shall contain the full text of proclamations, Executive orders, and other Presidential documents published in the daily FEDERAL REGISTER during the calendar year. Annual books may be paper bound and shall include approfive years, or as determined by the Director to be required, the annual supplements shall be compiled and republished in permanently bound form with consolidated indexes.

§ 30.11 Indexes.

In general, each book shall include a subject index. A subject index to the entire Code shall be separately printed and bound and shall be provided with a pocket, for annual cumulative supplements. The general index shall be collated and republished every five years, or as the Director may determine to be required.

§ 30.12 Ancillaries.

The Code shall provide; among others. the following ancillary tables:

(a) Parallel tables of statutory authority and rules. Under Title 2, numerical lists of all sections of the current edition of the United States Code (except 5 U.S.C. 22) which are cited by issuing agencies as rule-making authority for currently effective rules in the Code of Federal Regulations. The lists shall be arranged in the order of the titles and sections of the United States Code with parallel citations to the pertinent titles and sections of the Code of Federal Regulations.

(b) Tables of cited Presidential documents. Under Title 3, tables of proclamations, Executive orders, and similar Presidential documents which are included or referred to in currently effective rules as published in the Code of Federal Regulations.

(c) List of sections affected. At the end of each book and pocket insert, a numerical list of all sections which are affected by documents published in the FEDERAL REGISTER on and after January 1. 1949. Listings shall refer to FEDERAL REGISTER pages and shall be designed to enable the user of the Code to assure himself of the precise text that was in effect on a given date in the period covered.

§ 30.13 Agency cooperation.

Each agency shall cooperate in keeping publication of the Code current by prompt compliance with deadlines set by the Office and the Government Printing Office.

§ 30.14 Limited distribution for official

Copies of the Code or individual books thereof shall not be distributed without appropriate charge except pursuant to law or for official use as provided in this § 30.14. Copies shall be furnished without charge as follows:

(a) Committees of the Congress. To committees of the Congress in such numbers as are needed for official use: Provided, That authorization for furnishing such copies shall be submitted to the Director in writing and signed by the Committee Chairman or his delegate.

(b) Judicial branch. To the Supreme Court of the United States and the lower constitutional and legislative courts of the United States in such numbers as are needed for official use: Provided. That authorization for furnishing such priate indexes and ancillaries. Every copies shall be submitted to the Director. in writing and signed by the Director of the Administrative Office of the United States Courts or his delegate.

(c) Executive agencies. To officials, libraries, and major organizational units of the executive agencies as needed for official use: Provided, That authorization for furnishing copies shall be submitted to the Director in writing and signed by the authorizing officer or his alternate appointed under § 3.1 of this chapter; And provided further, That special needs for selected portions of the Code in substantial quantity shall be filled by requisition under § 30.15.

§ 30.15 Requisitions to cover special needs.

An agency may obtain, at cost, copies of selected portions of the Code that are needed for special distribution in substantial quantity. To fill such needs, the agency may submit to the Government Printing Office a printing and binding requisition riding the pertinent printing requisition.

§ 30.16 Special printing and editorial

(a) Use of standing type. Type used in printing the Code and supplements is generally available for re-use by agencies in making special reprints on their own requisition. Type so used must be returned to storage without change. Permission for use and identification of stored type may be obtained informally from the Office.

(b) Special editorial service. The Office is prepared to compile and collate the regulations in any Code unit as of a given date in order to assist the issuing agency in preparing a document for publication in the FEDERAL REGISTER. Requests for this service may be made to the Office informally.

§ 30.17 Sale to public.

The books and supplements comprising the Code shall be placed on sale to the public by the Superintendent of Documents, Government Printing Office, Washington 25, D.C., at prices determined by him under the general direction of the Administrative Committee.

PART 31-U.S. GOVERNMENT ORGANIZATION MANUAL

PUBLICATION AND FORMAT

DCC.	
31.1	Publication required.
31.2	Format and indexes.

SCOPE

Executive agencies. 31.7 Congress and the courts. 31.8 Supplementary material.

LIAISON OFFICERS

31.11 Designation of special officers. Duties of regular officers.

MANNER OF COMPILATION

Preparation of agency statements. 31.16

31.17 Agency review of drafts.

31.18 Other organization statements. 31.19

Apportionment of space.

FREE DISTRIBUTION

31.21 Members of Congress. 31.22 Congressional committees. 31.23 Executive branch. 31.24 Judicial branch.

PAID DISTRIBUTION

31.26 Agency requisitions. 31.27 Extra copies.

31.28 Sale to public.

AUTHORITY: §§ 31.1 to 31.28 issued under sec. 6, 49 Stat. 501, as amended; 44 U.S.C.

PUBLICATION AND FORMAT

§ 31.1 Publication required.

There shall be published, annually or at such times as may be determined by the Administrative Committee, a special edition of the Federal Register designated "United States Government Organization Manual."

§ 31.2 Format and indexes.

The Manual shall be separately published in handbook form, with appropriate indexes and ancillaries.

SCOPE

§ 31.6 Executive agencies.

Brief descriptions of the organization of the various agencies of the executive branch shall be published in the Manual. The text shall be based on the descriptions of organization required to be published in the FEDERAL REGISTER by section 3(a) (1) of the Administrative Procedure Act.

§ 31.7 Congress and the courts.

Brief descriptions of the organization of Congress and of agencies of the legislative and judicial branches shall be published in the Manual.

§ 31.8 Supplementary material.

Brief descriptions of the organization of quasi-official agencies and similar supplementary information may be included in the Manual if, in the opinion of the Director, the material is of sufficient public interest to warrant such inclusion.

LIAISON OFFICERS

§ 31.11 Designation of special officers.

The Director shall request the agencies of the legislative and judicial branches and the quasi-official agencies represented in the Manual to designate special officers to maintain liaison with the Office of the Federal Register.

§ 31.12 Duties of regular officers.

Each liaison officer regularly designated under § 3.1 of this chapter shall review for accuracy the statement of agency organization submitted pursuant to § 31.17, and shall cause to be supplied any supplementary information concerning his agency which is to be included pursuant to § 31.8.

MANNER OF COMPILATION

§ 31.16 Preparation of agency statements.

The Office shall prepare an official draft of the descriptions of organization contemplated by \$31.6. In addition to identifying principal organizational units, these descriptions shall plainly indicate the places at which the public may secure information or make submittals or

§ 31.17 Agency review of drafts.

Each such official draft, together with related supplementary material, shall be submitted by the Office to the appropriate liaison officer for review as to accuracy. Changes in the official draft shall be limited to factual corrections and to the updating of text to reflect organization as of the cut-off date of the edition of the Manual in process.

§ 31.18 Other organization statements.

Brief descriptions of the organization of agencies of the legislative and judicial branches and of quasi-official agencies shall be prepared and submitted to such agencies with a request that they be reviewed for accuracy.

§ 31.19 Apportionment of space.

The Director is authorized to determine the apportionment of space in the Manual with a view to maintaining balance and uniformity of presentation.

FREE DISTRIBUTION

§ 31.21 Members of Congress.

Each Member of Congress shall be entitled to two free copies of the Manual.

§ 31.22 Congressional committees.

Each Congressional committee shall be entitled to receive copies of the Manual without charge in such numbers as are needed for official use: Provided, That requests for placement on the Manual mailing list shall be made in writing to the Director and signed by the chairman of the committee or his delegate.

§ 31.23 Executive branch.

The head of each agency in the executive branch and each liaison officer designated under §§ 3.1 and 31.11 shall be entitled to one free copy of the Manual.

§ 31.24 Judicial branch.

The Supreme Court of the United States shall be entitled to 12 copies of the Manual without charge. The lower constitutional and legislative courts of the United States shall be entitled to one copy each of the Manual without charge upon application therefor in writing to the Director.

PAID DISTRIBUTION

§ 31.26 Agency requisitions.

Each agency shall be entitled to obtain at cost copies of the Manual for official use upon the timely submission to the Government Printing Office of a printing and binding requisition (Standard Form No. 1).

§ 31.27 Extra copies.

All requests for extra copies of the Manual shall be addressed to the Superintendent of Documents, Government Printing Office, Washington 25, D.C., and such copies shall be paid for by the agency or official requesting them.

§ 31.28 Sale to public.

The Manual shall be placed on sale to the public by the Superintendent of Documents at a price to be determined by the Administrative Committee.

Note: The current price of the Manual is \$1.50 a copy.

PART 32—PUBLIC PAPERS OF THE PRESIDENTS OF THE UNITED STATES

PUBLICATION AND FORMAT

Sec.	•
32.1	Publication required.
32.2	Coverage of prior years.
32.3	Format, indexes, ancillaries.

SCOPE

32.10 Basic criteria. 32.11 Sources.

FREE DISTRIBUTION

32.15 Members of Congress. 32.16 The Supreme Court. 32.17 Executive agencies.

PAID DISTRIBUTION

32.20 Agency requisitions. 32.21 Extra copies. 32.22 Sale to public.

AUTHORITY: §§ 32.1 to 32.22 issued under sec. 6, 49 Stat. 501, as amended; 44 U.S.C. 306.

PUBLICATION AND FORMAT

§ 32.1 Publication required.

There shall be published forthwith at the end of each calendar year, beginning with the year 1957, a special edition of the Federal Register designated "Public Papers of the Presidents of the United States." Each volume shall cover one calendar year and shall be identified further by the name of the President and the year covered.

§ 32.2 Coverage of prior years.

After conferring with the National Historical Publications Commission with respect to the need therefor, the Administrative Committee may from time to time authorize the publication of similar volumes covering specified calendar years prior to 1957.

§ 32.3 Format, indexes, ancillaries.

Each annual volume, divided into books whenever appropriate, shall be separately published in the binding and style deemed by the Administrative Committee to be suitable to the dignity of the office of President of the United States. Each volume shall be appropriately indexed and shall contain appropriate ancillary information respecting significant Presidential documents not published in full text.

SCOPE

§ 32.10 Basic criteria.

The basic text of the volumes shall consist of oral utterances by the President or of writings subscribed by him. All materials selected for inclusion under these criteria must also be in the public domain by virtue of White House press release or otherwise.

§ 32.11 Sources.

(a) The basic text of the volumes shall be selected from the official text of: (1) Communications to the Congress, (2) public addresses, (3) transcripts of press conferences, (4) public letters, (5) messages to heads of state, (6) statements released on miscellaneous subjects, and (7) formal executive documents promulgated in accordance with law.

(b) Ancillary text, notes, and tables shall be derived from official sources only.

FREE DISTRIBUTION

§ 32.15 Members of Congress.

Each Member of Congress shall be entitled to one copy of each annual volume upon application therefor in writing to the Director.

§ 32.16 The Supreme Court.

The Supreme Court of the United States shall be entitled to twelve copies of the annual volumes.

§ 32.17 Executive agencies.

The head of each department and the head of each independent agency in the executive branch of the Government shall be entitled to one copy of each annual volume upon application therefor in writing to the Director.

PAID DISTRIBUTION

§ 32.20 Agency requisitions.

Each Federal agency shall be entitled to obtain at cost copies of the annual volumes for official use upon the timely submission to the Government Printing Office of a printing and binding requisition (Standard Form No. 1).

§ 32.21 Extra copies.

All requests for extra copies of the annual volumes shall be addressed to the Superintendent of Documents, Government Printing Office, Washington 25, D.C. Extra copies shall be paid for by the agency or official requesting them.

§ 32.22 Sale to public.

The annual volumes shall be placed on sale to the public by the Superintendent of Documents at prices determined by him under the general direction of the Administrative Committee.

SUBCHAPTER D-DEFINITIONS

PART 40—MEANING OF TERMS IN THIS CHAPTER

40.1	Meaning of terms.
40.2	Act.
40.3	Administrative Committee.
40.4	Administrative Procedure Act.
40.5	Agency.
40.6	Code.
40.7	Director.
40.8	Office.
40.9	Document.
40.10	Document having general applica-
	bility and legal effect.
40.11	Document subject to codification.
40.12	Federal Register.

AUTHORITY: §§ 40.1 to 40.15 issued under secs. 5, 6, 49 Stat. 501, as amended; 44 U.S.C. 305, 306.

§ 40.1 Meaning of terms.

Publication day.

Working day.

As used in this chapter, unless the context otherwise requires, terms shall have the meanings ascribed in this part.

§ 40.2 Act.

40.13 Person.

40.14

"Act" means the Federal Register Act, approved July 26, 1935, as amended (49 Stat. 500, as amended; 44 U.S.C. 301-314).

§ 40.3 Administrative Committee.

"Administrative Committee" means the Administrative Committee of the Federal Register established under section 6 of the act.

§ 40.4 Administrative Procedure Act.

"Administrative Procedure Act" means the Administrative Procedure Act, approved June 11, 1946, (60 Stat. 237, as amended; 5 U.S.C. 1001-1011).

§ 40.5 Agency.

"Agency" means each authority, whether or not within or subject to review by another agency, of the Government of the United States other than the Congress, the courts, or the governments of the possessions, Territories, or the District of Columbia.

§ 40.6 Code.

"Code" means the Code of Federal Regulations prepared and published by the Office pursuant to section 11 of the act, as amended.

§ 40.7 Director.

"Director" means the Director of the Office of the Federal Register, National Archives and Records Service, General Services Administration.

§ 40.8 Office.

"Office" means the Office of the Federal Register, National Archives and Records Service, General Services Administration.

§ 40.9 Document.

"Document" means any Presidential proclamation or Executive order, and any rule, regulation, order, certificate, code of fair competition, license, notice, or similar instrument issued, prescribed, or promulgated by an agency.

§ 40.10 Document having general applicability and legal effect.

"Document having general applicability and legal effect" means every document issued under proper authority prescribing a penalty or a course of conduct, conferring a right, privilege, authority, or immunity, or imposing an obligation, and relevant or applicable to the general public, the members of a class, or the persons of a locality, as distinguished from named individuals or organizations.

/§ 40.11 Document subject to codifica-

"Document subject to codification" means any document which has general applicability and legal effect and which is in force and effect and relied upon by the issuing agency as authority for, or invoked or used in the discharge of, any of its functions or activities: Provided, That descriptions of organization published pursuant to section 3(a)(1) of the Administrative Procedure Act may be assigned to and published in the Code under special agreements authorized by § 13.2 of this chapter.

§ 40.12 Federal Register.

"Federal Register" means the daily issue of the Federal Register.

\$ 40.13 Person.

"Person" means any individual, partnership, association, or corporation.

§ 40.14 Publication day.

"Publication day" means the day designated by the date line of the FEDERAL REGISTER in which a document is published. The FEDERAL REGISTER is published Tuesday through Saturday of each week, except any day which immediately follows an official Federal holiday.

§ 40.15 Working day.

"Working day" means the period from 8:45 a.m. to 5:15 p.m., Monday through Friday of each week, except official Federal holidays.

This revision of Chapter I of Title 1 of the Code of Federal Regulations shall become effective thirty days after its publication in the Federal Register.

Administrative Committee of the Federal Register, Wayne C. Grover, Archivist of the United States, Chairman.

RAYMOND BLATTENBERGER,

The Public Printer,

Member.

William O. Burtner, Representative of the Attorney General, Member.

Approved March 20, 1959.

WILLIAM P. ROGERS,
Attorney General.
FRANKLIN FLOETE,
Administrator of General Services.
[F.R. Doc. 59-2517; Filed, Mar. 25, 1959;
8:45 a. m.]

Title 7—AGRICULTURE

Chapter IX—Agricultural Marketing Service (Marketing Agreements and Orders), Department of Agriculture

PART 914 — N A V É L ORANGES GROWN IN ARIZONA AND DESIG-NATED PART OF CALIFORNIA

Miscellaneous Amendments

Notice is hereby given of the approval of an amendment, hereinafter set forth, to the rules and regulations (7 CFR 914.100 et seq.; Subpart—Rules and Regulations) of the Navel Orange Administrative Committee, currently in effect pursuant to the marketing agreement, as amended, and Order No. 14 as amended (7 CFR Part 914), regulating the handling of Navel oranges grown in Arizona and designated part of California, effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.).

The amendment (1) prescribes conversion factors which are to be used in converting to carton equivalents, for reporting purposes, the volume of oranges handled in bulk or in specified containers other than cartons, and (2) changes for purposes of clarification: (i) The provisions of §§ 914.120(e), 914.131(d), and 914.132 with respect to retention of copies of exemption certificates, orange diversion reports, and Mexican export cer-

tificates; and (ii) the words "standard packed box, or its equivalent" to "cartons" in § 914.141 Manifest reports.

In regard to the prescribing of conversion factors, notice that such action was being considered was published in the FEDERAL REGISTER issue of March 6. 1959 (24 F.R. 1685). No written data, views, or arguments pertaining thereto were received. The changes in the provisions relating to the retention of copies of exemption certificates, orange diversion reports, and Mexican export certificates, are for the purpose of making it clear that the retention of copies of such documents is at the option of growers and handlers. The change in § 914.141 is for the purpose of reflecting the current information as to the orange sizes required to be reported in manifest reports.

After consideration of all relevant matters presented, including the proposal set forth in the aforesaid notice, which was submitted by the Navel Orange Administrative Committee (established pursuant to the said amended marketing agreement and order to administer the provisions thereof), it is hereby found that the amendment, as hereinafter set forth, of the said rules and regulations is in accordance with the provisions of the said amended marketing agreement and order and will tend to effectuate the declared purposes of the Agricultural Marketing Agreement Act of 1937, as amended.

It is hereby further found that good cause exists for making this amendment effective upon publication in the FEDERAL REGISTER (60 Stat. 237; 5 U.S.C. 1001 et seq.), in that: (1) The specification of factors for converting to carton equivalents oranges handled in bulk, or in containers other than in cartons, is necessary to facilitate the reporting, on a uniform basis, of orange shipments by handlers, as well as the utilization of the information by the committee; (2) the shipment of navel oranges is currently in progress and subject to allotment, and handlers are required to render to the committee daily and weekly reports of such shipments for use, among other things, in connection with allotment; and (3) the amendment does not require any special preparation for compliance therewith which cannot be completed by the effective time thereof. With respect to the clarifying changes in the provisions dealing with manifest reports and retention of certain records, it is hereby further found that it is impracticable and unnecessary to give preliminary notice and engage in public rule-making procedure because manifest report information is currently being furnished in terms of cartons, and handlers and growers are being relieved from restrictions as to the retention of such records.

The amendment is as follows:

1. Add a new section reading as follows:

§ 914.139 Conversion factors.

Unless otherwise specified in the particular report form, information with respect to volume of oranges required to be submitted under this part shall be reported in terms of cartons. For ship-

ments of oranges, other than in cartons, the volume of such oranges shall be converted to cartons on the basis of 37½ pounds net weight per carton: Provided, That the following conversion factors may be used:

(a) One standard 2-compartment California wood box, loose packed, equals 1.6 cartons.

(b) Five 7-lb. bags equal 1 carton.

(c) Seven 5-lb. bags equal 1 carton.

(d) Nine 4-lb. bags equal 1 carton.

§ 914.120 [Amendment]

2. Revise the fifth and sixth sentences of § 914.120(e) to read as follows: "The grower shall endorse and turn over to the packinghouse, through which the oranges are to be handled, two copies. The packinghouse shall sign and immediately mail one copy to the committee."

§ 914.131 [Amendment]

3. Revise the last sentence of § 914.131 (d) to read as follows: "One copy signed by the handler shall be submitted to the committee promptly upon the diversion or elimination of the oranges covered thereby. One copy may be retained by the handler, and two copies shall be forwarded by the handler to the byproduct manufacturer or charitable organization with the understanding that the by-product manufacturer or charitable organization will record, on one copy thereof, the actual net weight or number of cartons of oranges received, and forward such copy to the committee."

§ 914.132 [Amendment]

4. Revise the last sentence of § 914.132 to read as follows: "The quadruplicate may be retained by the handler."

§ 914.141 [Amendment]

5. Delete from the second sentence of § 914.141 the words "standard packed box, or its equivalent" and insert, in lieu thereof, the word "cartons".

(Sec. 5, 49 Stat. 753, as amended; 7 U.S.C. 608c)

Dated, March 23, 1959, to become effective upon publication in the Federal Register.

[SEAL] S. R. SMITH,
Director, Fruit and Vegetable
Division, Agricultural Marketing Service.

[F.R. Doc. 59-2564; Filed, Mar. 25, 1959; 8:51 a.m.]

Title 16——COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission
[Dockets 5767 and 5766]

PART 13—DIGEST OF CEASE AND DESIST ORDERS

D & N Auto Parts Co., Inc., et al.

Subpart—Discriminating in price under section 2, Clayton Act, as amended—Knowingly inducing or receiving discriminating price under 2(f): § 13.850 Inducing and receiving discriminations.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 2, 38 Stat. 730, as amended: or applies sec. 2, 36 Stat. 750, as amended; 15 U.S.C. 13) [Cease and desist order, D & N Auto Parts Company (Greenwood, Miss.) et al., Docket 5767; and Borden-Aickien Auto Supply Co., Inc. (New Orleans, La.), et al., Docket 5766, February 24, 1959]

In the Matter of D & N Auto Parts Company, Inc., a Corporation, et al. and Borden-Aicklen Auto Supply Co., Inc., a Corporation, et al.

These two proceedings were by agreement tried concurrently and considered as one case. They were heard by a hearing examiner on the complaints of the Commission charging two group buying organizations-in Memphis, Tenn., and Andalusia, Ala., respectively—and their 25 jobber members, with violating section 2(f) of the Clayton Act by soliciting and accepting illegal price advantages from suppliers of automotive parts and supplies consisting of discounts ranging up to 20 percent based on the aggregate purchases of all members of each group in the preceding year.

Based on the record made in the usual proceedings, the hearing examiner made his initial decision including findings, conclusions, and order, from which respondents filed a common appeal. Denying the appeal, the Commission on February 24 adopted the initial decision as the decision of the Commission.

The order to cease and desist is as

It is ordered, That D & N Auto Parts Company, Inc., a corporation; Christian Auto Supply Co., Inc., a corporation; Milton Supply Company, a corporation; Taylor Parts & Supply Co., Inc., a corporation: William P. Barnes, an individual, doing business as Barnes Motor Supply; Davis Motor Supply Co., Inc., a corporation; Hart Supply Co., Inc., a corporation; and Greiner Auto Parts Company, Inc., a corporation, and their respective officers, agents, representatives and employees, in connection with the offering to purchase or purchase of any automotive parts, accessories or supplies or other similar products in commerce, as "commerce" is defined in the Clayton Act, do forthwith cease and desist from:

(1) Knowingly inducing, or knowingly receiving or accepting, any discrimination in the price of such products by directly or indirectly inducing, receiving or accepting from any seller a net price known by respondents to be below the net price at which said products of like grade and quality are being sold by such seller to other customers where the seller is competing with any other seller for respondents' business or where respondents are competing with other customers of the seller.

(2) Maintaining, managing, controlling or operating respondent Cotton States, Incorporated, or any other organization of like character, as a means or instrumentality to knowingly induce. or knowingly receive or accept, any discrimination in the price of automotive parts, accessories and supplies, by directly or indirectly inducing, receiving or accepting from any seller a net price known by respondents to be below the net price at which said products and supplies of like grade and quality are being sold by such seller to other customers where the seller is competing with any other seller for respondents' business or where respondents are competing with other customers of the

It is further ordered, That Borden-Aicklen Auto Supply Co., Inc., a corporation; Central Electric Company, a corporation; Corpus Christi Hardware Co., Inc., a corporation; Crawford Co., Inc., a corporation; Maurice G. Whitley and Lorraine C. (Mrs. M. G.) Whitley, co-partners doing business as Fulton, Conway and Co.; A. S. Hatcher Co., Inc., a corporation; Keith-Simmons Co., a corporation; Mills-Morris Co., Inc., a corporation; Motor Supply Co., Inc., a Mississippi corporation; Motor Supply Co., Inc., a Louisiana corporation; Motor Supply Co., Inc., a Georgia corporation; Sidney A. Robinson, Mrs. Elta A. Robinson, and Mrs. Elta R. Posey, co-partners doing business as Robinson Brothers; Southern Auto Supply Co., Inc., a corporation; Tennessee Mill & Mine Supply Co., a corporation; Voss-Hutton, Barbee Company, Inc., formerly known as Voss-Hutton Company, Inc., a corporation; Wadel-Connally Hardware Company, Inc., a corporation; and Williams Hardware Co., Inc., a corporation, and their respective officers, agents, representatives and employees, in connection with the offering to purchase or purchase of any automotive parts, accessories or supplies or other similar products in commerce, as "commerce" is defined in the Clayton Act, do forthwith cease and desist from:

(1) Knowingly inducing, or knowingly receiving or accepting, any discrimination in the price of such products by directly or indirectly inducing, receiving or accepting from any seller a net price known by respondents to be below the net price at which said products of like grade and quality are being sold by such seller to other customers where the seller is competing with any other seller for respondents' business or where respondents are competing with other customers

of the seller.

(2) Maintaining, managing, controlling or operating respondent Mid-South Distributors, or any other organization of like character, as a means or instrumentality to knowingly induce, or knowingly receive or accept, any discrimination in the price of automotive parts, accessories and supplies, by directly or indirectly inducing, receiving or accepting from any seller a net price known by respondents to be below the net price at which said products and supplies of like grade and quality are being sold by such seller to other customers where the seller is competing with any other seller for respondents' business or where respondents are competing with other customers of the seller.

It is further ordered. That respondents Cotton States, Incorporated, a corporation, and Mid-South Distributors, a corporation, and their respective members, officers, agents, representatives and employees, in connection with the offering to purchase, or purchase, of any automotive parts, accessories or supplies or Qualifications.

other similar products in commerce, as "commerce" is defined in the Clayton Act, do forthwith cease and desist from:

(1) Knowingly inducing, or knowingly receiving or accepting, any discrimination in price of automotive parts, accessories and supplies, by directly or indirectly inducing, receiving or accepting from any seller a net price known by respondents to be below the net price at which said products and supplies of like grade and quality are being sold by such seller to other customers where the seller is competing with any other seller for respondents' business or where respondents are competing with other customers of the seller.

It is further ordered, That the complaint be dismissed as to the following individual respondents: Louis Post, P. E. Lewis, J. E. Caruthers, G. W. Christian, W. R. McKinley, Mrs. Lynne S. Milton, Charles R. Harris, Marion D. Taylor, James N. Taylor, II, Cecil Roy Straughn, Carl A. Davis, Mrs. Carl A. Davis, Harold W. Hart, Joseph C. Greiner, Joseph N. Greiner, and Mrs. Joseph C. Greiner, named as respondents in Docket No. 5767; and T. N. Hagel, K. P. Allen, U. V. Boland, A. H. Borden, E. B. Conn, O. J. Koepke, E. J. Crawford, A. S. Hatcher, Jr., W. M. Parrish, R. R. Meadows, R. O. Hale, W. C. Thompson, J. A. Bumpus, W. B. Gates, J. W. Ellis, W. F. Barbee, H. V. Lee, and Jack Williams, named as respondents in Docket No. 5766.

For the purpose of determining the net price" under the terms of this order. there should be taken into account discounts, rebates, allowances, deductions or other terms and conditions of sale by which net prices are effected.

By "Final Order", report of compliance was required as follows:

It is ordered, That the respondents, except those against whom the complaints have been dismissed, shall, within sixty (60) days after service upon them of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which they have complied with the order contained in the initial decision.

Issued: February 24, 1959,

By the Commission.

[SEAL] ROBERT M. PARRISH,

Secretary.

[F.R. Doc. 59-2531; Filed, Mar. 25, 1959; 8:46 a.m.]

[Docket 6499]

PART 13-DIGEST OF CEASE AND DESIST ORDERS

Erickson Hair & Scalp Specialists

Subpart-Advertising falsely or misleadingly: § 13.170 Qualities or properties of product or service; § 13.205 Scientific or other relevant facts. Subpart-Misrepresenting oneself and goods-Business status, advantages or connections: § 13.1535 Qualifications. Subpart-Using misleading name-Vendor: § 13.2455

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Cease and desist order, David W. Erickson doing business as Erickson Hair & Scalp Specialists, Chicago, Ill., Docket 6499, February 26, 1959]

This proceeding was heard by a hearing examiner on the complaint of the Commission charging a Chicago seller of "home treatment kits" of hair and scalp preparations, with advertising falsely that through use of said preparations, methods, and treatments by purchasers in their homes, fuzz would be replaced with long and strong hair; dandruff, itching, and irritation of the scalp would be permanently eliminated; and in the great majority of cases baldness, including the hereditary type, would be prevented and overcome, etc.; and with representing falsely, by use of the term "Trichologist", that he and his agents had had professional training in the treatment of scalp disorders affecting the hair.

Upon the record made in the usual hearings, the hearing examiner made his initial decision, including findings, conclusions, and order to cease and desist, from which respondent filed an appeal. On consideration of the record, the Commission denied the appeal and on February 26 adopted the initial decision as the decision of the Commission.

The order to cease and desist is as

It is ordered, That the respondent David W. Erickson, trading as Erickson Hair and Scalp Specialists or under any other name or names, and respondent's agents, representatives and employees, directly or through any corporate or other device, in connection with the offering for sale, sale or distribution of the various cosmetic or other preparations described in the findings herein, or of any other preparations for use in the treatment of hair and scalp conditions, do forthwith cease and desist from:

1. Disseminating or causing to be disseminated by means of the United States mails or by any means in commerce, as "commerce" is defined in the Federal Trade Commission Act, any advertise-ment which represents directly or by implication:

(a) That the use of said preparations alone or in conjunction with any method of treatment will:

(1) Permanently eliminate dandruff, itching or irritation of the scalp,

(2) Cause fuzz to be replaced with

long or strong hair,

(3) Prevent or overcome excessive hair loss or baldness or cause new hair to grow, or cause hair to grow thicker or otherwise grow hair, unless such representations be expressly limited to cases other than those known as male pattern baldness and unless the advertisement clearly and conspicuously reveals that in the great majority of cases of baldness and excessive hair loss, respondent's said preparations and treatments are of no value whatever,

(b) That respondent, his agents, representatives or employees have had competent training in dermatology or other branches of medicine having to do with the diagnosis and treatment of

scalp disorders affecting the hair, or are trichologists.

2. Disseminating or causing to be disseminated by any means, any advertisement for the purpose of inducing or which is likely to induce directly or indirectly the purchase of said prepara-tions in commerce, as "commerce" is defined in the Federal Trade Commission Act, which advertisement contains any of the representations prohibited in Paragraph I hereof.

By "Decision of the Commission", etc., report of compliance was required as follows:

It is further ordered, That the respondent David W. Erickson shall, within sixty (60) days after service upon him of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which he has complied with the order to cease and desist contained in the aforesaid initial decision.

Issued: February 26, 1959.

By the Commission.

[SEAL]

ROBERT M. PARRISH. Secretary.

[F.R. Doc. 59-2530; Filed, Mar. 25, 1959; 8:46 a.m.]

Title 17—COMMODITY AND SECURITIES EXCHANGES

Chapter II—Securities and Exchange Commission

PART 270-RULES AND REGULA-TIONS, INVESTMENT COMPANY **ACT OF 1940**

Extension of Time for Filing Revised **Prospectuses Relating to Variation** in Sales Load of Redeemable Securities of Registered Investment Companies

The Securities and Exchange Commission has extended from March 20, 1959, to April 30, 1959, the time within which investment companies issuing redeemable securities may file revised prospectuses to conform to the requirements of § 270.22d-1 (Rule 22d-1) under the Investment Company Act of 1940 governing permissible reductions in the sales load of redeemable securities offered for public sale by registered investment companies.

Except for the limited purpose noted above and as indicated in Investment Company Act Release No. 2810, Rule 22d-1 is presently in effect and its provisions should be fully complied with by investment companies, underwriters and dealers in all sales of redeemable securi-

By the Commission.

[SEAL]

ORVAL L. DUBOIS, Secretary.

March 20, 1959.

[F.R. Doc. 59-2551; Filed, Mar. 25, 1959; 8:49 a.m.]

Title 19—CUSTOMS DUTIES

Chapter I-Bureau of Customs, Department of the Treasury

IT.D. 548141

PART 10-ARTICLES CONDITIONALLY FREE, SUBJECT TO A REDUCED RATE, ETC.

Free Entry

In order to provide for the filing of declarations by an importer and a dealer on customs Form 3321 subsequent to the time of entry in certain limited circumstances, when such declarations or a stipulation to produce the declaration of the importing institution within months were not filed at the time of entry, § 10.44(b) Customs regulations, is amended by adding a new sentence at the end thereof as follows: "When neither the declaration nor the statement is filed at the time of entry the collector nevertheless may grant free entry to imported articles under the applicable provision of the tariff act when there are subsequently filed in connection with the entry a declaration on customs Form 3321 and the original order of the society or institution establishing the applicability of the exemption from duty, with a written statement setting forth a reasonable explanation for the failure to file the declaration or statement at the time of entry."

(Secs. 201 (pars. 1631, 1773, 1774, 1817), 624, 46 Stat. 672, as amended, 759; 19 U.S.C. 1201 (pars. 1631, 1773, 1774, 1817), 1624)

[SEAL]

RALPH KELLY, Commissioner of Customs.

Approved: March 13, 1959.

A. GILMORE FLUES, Acting Secretary of the Treasury.

[F.R. Doc. 59-2546; Filed, Mar. 25, 1959; 8:48 a.m.1

Title 32—NATIONAL DEFENSE

Chapter Vil-Department of the Air Force

PART 833-DEATH GRATUITY PART 861—OFFICERS' RESERVE

Miscellaneous Revocations

 In Part 833, §§ 833.1 to 833.7—Death Gratuity—is revoked. (22 F.R. 2839, April 23, 1957; 22 F.R. 10218, December 19, 1957)

2. In Part 861, the following sections are revoked:

Sections 861.301 to 861.315-Appointment of Officers in the Air Force Reserve or the Air Force of the United States. (16 F.R. 4773, May 23, 1951)

Sections 861.401 to 861.403-Appointment of Judge Advocate General Officers. (16 F.R. 4776, May 23, 1951)

Sections 861.501 to 861.505-Appointment of Chaplains. (16 F.R. 4776, May 23, 1951)

Sections 861.601 to 861.613-Appointment of Officers in the Medical Service. (16 F.R. 4773, May 23, 1951)

Sections 861.701 to 861.730—Appointments in Other Specialties. (16 F.R. 4779, May 23, 1951)

[SEAL] CHARLES M. McDermott, Colonel, U.S. Air Force, Deputy Director of Administrative Services.

[F.R. Doc. 59-2521; Filed, Mar. 25, 1959; 8:45 a.m.]

PART 836—CLAIMS AGAINST THE UNITED STATES

Personnel Claims

1. Paragraph (b) of § 836.91 is amended as follows:

§ 836.91 Claims payable.

(b) Examples. * * *

(1) Property located at quarters or other authorized places. * * *

(ii) Quarters outside the continental United States that are occupied by the claimant but were not assigned to him or otherwise provided in kind by the Government. This does not apply when the claimant is a civilian employee who is a local inhabitant.

(7) Theft. * * *

- (i) Quarters outside the continental United States. Quarters may or may not have been assigned or provided in kind by the Government, except when the claimant is a civilian employee who is a local inhabitant; or
- (iii) Quarters within the continental United States that were assigned to the claimant or otherwise provided in kind by the Government. However, claims of this nature will be recommended to the approving authority for consideration only where definite proof of a larceny, burglary or housebreaking exists (see § 836.98(c) (7)).
- 2. Paragraph (f) of \$836.92 is amended as follows:

*

§ 836.92 Claims not payable.

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÷ .

(f) Losses at quarters. Claims are not payable for losses, including thefts, occurring at quarters occupied by the claimant within the continental United States, if such quarters are not assigned to him, or otherwise provided in kind by the Government.

§ 836.96 [Amendment]

- 3. Section 836.96(a) is amended as follows:
- a. The first two sentences of subparagraph (1) are deleted and the following inserted in lieu thereof:
- (1) General. When personal property is damaged or lost while being transported by a commercial carrier, the owner-claimant will make a written demand for reimbursement in accordance with the bill of lading or other contract, except when the property was being carried under Navy Military Sea Transport Service (MSTS) shipping contract by a commercial ocean carrier. Claims against such ocean carriers are the sole responsibility of MSTS, and will be re-

ferred to the Chief of the Claims Division, Office of The Judge Advocate General of the Air Force, for appropriate action. In other cases the owner-claimant will make his demand on the carrier who was in possession of the property when it was lost or damaged.

- b. The first two sentences of subparagraph (2) are deleted and the following inserted in lieu thereof:
- '(2) Action on claim while demand pending. As soon as the base claims officer is notified that the claimant desires to file a claim under §§ 836.90 to 836.101 for property lost or received in a damaged or otherwise unsatisfactory condition, he will help the claimant make his demand on the carrier. This demand will be made on Air Force Form 1157, "Demand on Carrier." The base claims officer will require that for official purposes, AF Form 1157 be executed in duplicate. The copy of the executed form will be forwarded immediately by the base claims officer to the base transportation officer.
- 4. The first sentence of § 836.98(a) is deleted and the following inserted in lieu thereof:

§ 836.98 Action by claimant.

- (a) Claimants. A claim may be presented only by a military member or civilian employee of the Department of the Air Force, or in his name by his autilorized agent or legal representative. A member of another Armed Force is not a proper claimant within the meaning of this statute, and neither is an Air Force Reserve officer, or a member of the Air National Guard, unless called or ordered into active Federal service by the Air Force. Only Air Force civil service personnel are considered to be civilian employees within the meaning of this statute. Accordingly, claims by contract employees, volunteer workers (Red Cross, Civil Air Patrol, etc.), or nonappropriated fund employees, will not be processed under §§ 836.90 to 836.101.
- 5. Paragraph (a) (2) of § 836.100 is revised as follows:

§ 836.100 Approval and payment or disapproval.

(a) Approving authorities. * * *

(2) Settlement authority. Claims presented for not more than \$1,000 may be settled and paid by the approving authorities in the field, in accordance with the delegation of such authority by the Secretary of the Air Force. Claims presented for more than \$1,000 will be forwarded for action and record retention through the appropriate Air Materiel area, oversea command, and/or foreign claims commission to the Chief of the Claims Division, Office of The Judge Ldvocate General of the Air Force.

(Sec. 8012, 70A Stat. 488; 10 U.S.C. 8012. Interpret or apply 70 Stat. 255; 10 U.S.C. 2732) [AFR 112-7A, Jan. 28, 1959]

[SEAL] CHARLES M. McDermott, Colonel, U.S. Air Force, Deputy Director of Administrative Services.

[F.R. Doc. 59-2522; Filed, Mar. 25, 1959; 8:45 a.m.]

PART 862—AIR FORCE RESERVE OFFICERS' TRAINING CORPS

Revocation and Revision of Regulations

§§ 862.90-862.96 [Revocation]

1. In Part 862, §§ 862.90 to 862.96 (Delay from Entry on Extended Active Duty of Air Force ROTC Graduates) are revoked. (22 F.R. 787, February 8, 1957) 2. Section 862.78a is added as follows:

§ 862.78a Military colleges.

- (a) For the purpose of implementing the provisions of section 6(a) of the Universal Military Training and Service Act, as amended, the following "military colleges" participating in the Air Force ROTC program have been approved and designated by the Secretary of Defense:
- (1) The Citadel, Charleston, South Carolina.
- (2) Virginia Military Institute, Lexington, Virginia.
- (3) Agricultural and Mechanical College of Texas, College Station, Texas.
- (4) Virginia Polytechnic Institute, Blacksburg, Virginia.
- 3. Paragraph (b) of § 862.80 is revised as follows:

§ 862.80 Obligations.

(b) All cadets, except those in "military, colleges" as defined in § 862.78a, who are accepted for enrollment in the Air Force ROTC course must complete AF Form 1041 before signing an Advanced Course contract, unless, because of prior active military service, they are not liable for induction under the Universal Military Training and Service Act, as amended.

§ 862.82 [Amendment]

4. Paragraph (b) of § 862.82 is amended by deleting the last sentence.

(Sec. 8012, 70A Stat. 488; 10 U.S.C. 8012. Interpret or apply secs. 3, 6, 12, 62 Stat. 605, as amended, 609, as amended, 622; 50 U.S.C. App. 453, 456, 462) [AFR 45-52A, Apr. 8, 1957]

[SEAL] CHARLES M. McDERMOTT,
Colonel, U.S. Air Force, Deputy
Director of Administrative
Services.

[F.R. Doc. 59-2524; Filed, Mar. 25, 1959; 8:46 a.m.]

PART 864—ENLISTED RESERVE

PART 871—ENLISTMENT AND REEN-LISTMENT IN THE REGULAR AIR FORCE

Miscellaneous Revocations

- 1. In Part 864, §§ 864.1 to 864.13 (Enlistment and Reenlistment in the Air Force Reserve) are revoked. (22 F.R. 9288, November 21, 1957)
- 2. In Part 871, §§ 871.1 to 871.7 (Enlistment and Reenlistment in the Regular Air Force) are revoked. (22 F.R.

ary 6, 1958)

[SEAL] CHARLES M. McDERMOTT. Colonel, U.S. Air Force, Deputy Director of Administrative Services ..

[F.R. Doc. 59-2523; Filed, Mar. 25, 1959; 8:45 a.m.]

PART 887-APPOINTMENT OF OFFICER PERSONNEL

Appointment of Distinguished Air Force ROTC Graduates as Officers in the Regular Air Force

Sections 887.20 to 887.28 are added as

887.20 Purpose. 887.21 Recognition of outstanding cadets and graduates. Eligibility requirements. 887.22 Selection of distinguished cadets. Selection of distinguished graduates. 887.24 887.25 When cadets must apply. 887.26 Notification of selection. 887.27 Tender of appointment. 887.28 Probationary period.

AUTHORITY: \$\$ 887.20 to 887.28 issued under sec. 8012, 70A Stat. 488; 10 U.S.C. 8012. Interpret or apply sec. 1, 70A Stat. 507; 10 บ.ร.c. 8284.

Source: AFR 36-54, February 5, 1959.

§ 887.20 Purpose.

Sec.

Sections 887.20 to 887.28 set forth the general policy, eligibility requirements and selection criteria for appointment in the Regular Air Force of distinguished Air Force ROTC cadets and graduates.

§ 887.21 Recognition of outstanding cadets and graduates.

It is Air Force policy to recognize those persons who during Air Force ROTC training, have distinguished themselves academically and have demonstrated outstanding qualities of leadership for service in the Air Force.

(a) Selection of distinguished Air Force ROTC cadets is first made by the Professor of Air Science on a best qualified basis; designated qualified graduates who apply and are selected will be offered Regular Air Force commissions.

(b) Final selections are made by a board of officers at Headquarters United States Air Force; its recommendations are final, except that the President of the United States may remove the name of any officer on the list selected by the board who, in his opinion, is not qualified for appointment.

(c) Distinguished graduates who do not apply for Regular appointment under §§ 887.20 to 887.28 will be given appropriate consideration when they become eligible and apply for Regular appointment under other directives.

§ 887.22 Eligibility requirements.

The following requirements must be met by each selected applicant at time of appointment.

(a) Distinguished graduates. Appointments will be tendered only to those selected applicants who have been desig-

6911, August 28, 1957; 23 F.R. 795, Febru- nated as distinguished Air Force ROTC graduates.

> (b) Age. At the time of application, an applicant may not be over 30 years of age by more than the number of years, months, and days he has served on active duty as a commissioned officer in the Armed Forces of the United States. An applicant may request, in writing, a waiver of the age limitation. Such waiver is subject to final approval by the Secretary of the Air Force. However, no person may be appointed if he will attain his 55th birthday prior to the time he completes 20 years of active Federal commissioned service. The Regular appointment of any person selected, who is under 21 years of age, will be withheld until after he has reached his 21st birthday.

> (c) Citizenship. An applicant must be a citizen of the United States. If he is not a citizen by birth, he must furnish a certificate by an officer, notary public, or any other person authorized by law to administer oaths, giving the following information:

> I certify that I have this date seen the original certificate of Citizenship No. _____ (or certified copy of court order establishing citizenship) stating that ____

> (Full name) was admitted to United States citizenship by the _____ Court of

(District or county)

_ on __ (Date) (State)

Note: Facsimiles or copies, photographic or otherwise, will not be made of naturalization certificates under any circumstances. Act 25 June 1948 (62 Stat. 767; 18 U.S.C. 1426 (h)) provides that "whoever, without lawful authority, prints, photographs, makes or executes any print or impression in the likeness of a certificate of arrival, declaration of intention to become a citizen, or certificate of naturalization or citizenship, or any part thereof, shall be fined not more than \$5,000 or imprisoned not more than five years, or

(d) Medical. After selection, physical qualification is a prerequisite to appointment. An applicant must be qualified in accordance with the physical standards for commission.

(e) Background. The applicant must be of such background, character and reputation to insure that his appointment in the Regular Air Force is clearly consistent with the best interests of the Air Force.

(f) Dependents. A male applicant is not restricted with regard to dependents.

§ 887.23 Selection of distinguished cadets.

- (a) Criteria. In order to be selected as a distinguished Air Force ROTC cadet by the Professor of Air Science, an individual will meet the following requirements:
- (1) Possess outstanding qualities of leadership and high moral character. He must possess definite aptitude for the military service.
- (2) Clearly demonstrate leadership ability through his achievements while participating in recognized campus activities.
- (3) Attain an academic standing in the upper one-third of his graduating class.

(4) Attain an academic standing in the upper one-third of his class in military subjects.

(5) Attain a standing in the upper one-third of all cadets at his Air Force ROTC summer training unit if he has attended the summer training unit prior to entry into Air Science IV.

(b) Designation procedure. will be tentatively designated a distinguished Air Force ROTC cadet not later than 15 days prior to his completion of Air Science III.

(1) He will not be officially designated as a distinguished cadet, however, until such designation is approved by the institution head or his representative.

(2) Official designation will be made by letter not later than 30 days after cadets begin Air Science IV. This designation may be withdrawn at any time prior to the date that the cadet becomes eligible for graduation.

(3) A qualified cadet who is scheduled to complete Air Science IV prior to academic graduation will be designated a distinguished Air Force ROTC cadet concurrently with those cadets who are scheduled to complete Air Science IV on the same date.

(4) A qualified cadet who is unable to attend Air Force ROTC summer training between the first and second year of the advanced course will be tentatively designated a distinguished Air Force ROTC cadet at completion of Air Science III and will be officially designated at the same time as other members of the Air Science IV class. He will be eligible to apply for a Regular Air Force commission concurrently with those persons who attended their normal Air Force ROTC summer training phase.

§ 887.24 Selection of distinguished graduates.

(a) Criteria. In order to be designated a distinguished graduate by the Professor of Air Science, a distinguished Air Force ROTC cadet will meet the following requirements:

(1) Designated by Professor of Air Science as a distinguished cadet.

(2) Maintain required standards between time of designation as a distinguished cadet and date of commissioning.

(3) Complete Air Science IV and Air Force ROTC summer training.

(4) Attain a standing in the upper one-third of all cadets at his Air Force ROTC training unit.

(5) Receive a baccalaureate degree.

(b) Designation procedure. When the criteria in paragraph (a) of this section have been met, a distinguished Air Force ROTC graduate will be designated by official letter as follows:

(1) When the distinguished Air Force cadet has successfully completed Air Science IV prior to graduation, and graduation is from an institution having no Air Force ROTC unit, the designation will be made by the Professor of Air Science of the Air Force ROTC unit at which his work was completed. The Professor of Air Science will assure that a cadet so designated has maintained the prescribed standards during the interim between completion of Air Science IV and graduation.

(2) A distinguished Air Force ROTC cadet will not be designated as a distinguished Air Force ROTC graduate until such designation is approved by the institution head or his representative.

(3) A distinguished Air Force ROTCcadet who does not apply for Regular appointment but completes the requirements under sub-paragraph (1) of this paragraph may be designated a distinguished Air Force ROTC graduate. Announcement of all cadets selected for designation as distinguished Air Force ROTC graduates will be made with appropriate ceremony at graduation exercises.

(4) When the cadet is to be commissioned at the summer training unit, the Professor of Air Science will furnish an undated letter of designation to the summer training unit commander for delivery upon commissioning, provided the cadet remains eligible.

§ 887.25 When cadets must apply.

Applicants will normally be notified of selection or non-selection approximately six months following close of the application period. This application period is as follows:

(a) Between 1 and 31 October annually, for those cadets who are qualified and graduate between May and August

of the next calendar year.

(b) Between 1 and 31 March annually, for those cadets who are qualified and graduate between September of that calendar year and April of the next calendar year.

§ 887.26 Notification of selection.

Applicants will be notified through the Commander, Air University, of selection or non-selection.

§ 887.27 Tender of appointment.

Tender of appointment will be made by letter of appointment issued by the Department of the Air Force. The tender may be withdrawn, for cogent reasons, or declined at any time prior to actual acceptance.

§ 887.28 Probationary period.

The appointment of any person under §§ 887.20 to 887.28 is probationary for 3 years and may be revoked by the Secretary of the Air Force at any time before the third anniversary of the acceptance of such appointment.

CHARLES M. McDERMOTT, Colonel, U.S. Air Force, Deputy Director of Administrative Services.

[F.R. Doc. 59-2519; Filed, Mar. 25, 1959; 8:45 a.m.]

PART 887-APPOINTMENT OF OFFICER PERSONNEL

Appointment of Distinguished Graduates of Aviation Cadet and Officer Candidate Programs in the Regular Air Force

Sections 887.101 to 887.108 are added as follows:

Sec. 887.101 Purpose.

887.102 Recognition of outstanding graduuates.

887.103 Eligibility requirements.

887.104 Selection criteria. 887.105 When to apply.

887.106 Notification of selection. 887.107 Tender of appointment. 887.108 Probationary period.

AUTHORITY: §§ 887.101 to 887.108 issued under sec. 8012, 70A Stat. 488; 10 U.S.C. 8012. Interpret or apply sec. 1, 70A Stat. 507; 10 U.S.C. 8284.

SOURCE: AFR 36-53, February 5, 1959.

§ 887.101 Purpose.

Sections ,887.101 to 887.108 set forth the general policy, eligibility requirements and selection criteria for appointment in the Regular Air Force of distinguished graduates of aviation 'cadet and officer candidate programs.

§ 887.102 Recognition of outstanding graduates.

The Air Force recognizes persons who distinguish themselves academically and who demonstrate outstanding qualities of leadership for military service during their aviation cadet or officer candidate training. Qualified graduates of these programs are officially designated "distinguished graduates" and the best qualified are offered Regular Air Force commissions if they apply. Selections are made by a board of officers at Headquarters USAF, whose selections are final except that the President may remove the name of any person whom he considers' not qualified for appointment. Designated "distinguished graduates" Designated who do not apply for Regular appointment under §§ 887.101 to 887.108 will be given appropriate consideration when they become eligible and apply for Regular appointment under other Air Force directives.

§ 887.103 Eligibility requirements.

The eligibility requirements listed in paragraphs (a) through (f) of this section must be met by each selected applicant at the time of appointment.

(a) Distinguished graduates. Appointments will be tendered only to selected applicants who have been designated applicants who have been designated applicants. nated as distinguished graduates.

(b) Age. At the time of application, an applicant may not be over 30 years of age by more than the number of years, months, and days he has served on active duty as a commissioned officer in the Armed Forces of the United States. An applicant may request, in writing, a waiver of the age limitation. Such waiver is subject to final approval by the Secretary of the Air Force. However, no person may be appointed if he will attain his 55th birthday prior to the time he completes 20 years of active Federal commissioned service. The Regular appointment of any person selected, who is under 21 years of age, will be withheld until after he has reached his 21st birthday.

(c) Citizenship. An applicant must be a citizen of the United States. If he is not a citizen by birth, he must furnish a certificate by an officer, notary public, or any other person authorized by law to ad-

minister oaths, giving the following information:

I certify that I have this date seen the original Certificate of Citizenship No. . (or certified copy of court order establishing citizenship) stating that __ (Full name)

was admitted to United States citizenship by the _____ Court of . (District or County)

___, on __ -- (State) (Date)

Nore: Facsimiles or copies, photographic or otherwise, will not be made of naturalization certificates under any circumstances. Act 25 June 1948 (62 Stat. 767; 18 U.S.C. 1426(h)) provides that "whoever, without lawful authority, prints, photographs, makes or executes any print or impression in the likeness of a certificate of arrival, declaration of intention to become a citizen, or certificate of naturalization or citizenship, or any part thereof, shall be fined not more than \$5,000 or imprisoned not more than five years or both.

(d) Medical. After selection, physical qualification is a prerequisite to appointment. An applicant must be qualified in accordance with the physical stand-

ards for commission.

(e) Background. The applicant must be of such background, character, and reputation to insure that appointment into the Regular Air Force is clearly consistent with the best interests of the Air Force.

(f) Dependents. (1) A male applicant is not restricted with regard to

dependents.

(2) A' female applicant may not be appointed if she is the parent by birth or adoption of a child under 18 years of age of whom she has personal or legal custody; is the stepparent of a child under 18 years of age and the child is within her household for a period of more than 30 days a year; or has or assumes personal custody of any child under 18 years of age.

§ 887.104 Selection criteria.

(a) Distinguished aviàtion cadet graduate. A distinguished aviation cadet graduate is an individual designated as such by the Commander, Air Training Command. To be eligible for selection as a distinguished aviation cadet graduate he must have:

(1) Demonstrated outstanding qualities of leadership, high moral character, and definite aptitude for military service while undergoing aviation cadet training.

(2) Attained a final performance standing in the upper 20 percent of his aviation cadet class based upon his combined flying proficiency, academic and military performance ratings.

(3) Been appointed an officer of the Reserve of the Air Force and awarded an aeronautical rating as either pilot or

navigator.

(b) Distinguished officer candidate graduate. A distinguished officer candidate graduate is an individual designated as such by the Commander, Air Training Command. To be eligible for selection as a distinguished officer candidate graduate he must have:

(1) Demonstrated outstanding qualities of leadership, high moral character, and definite aptitude for military service while undergoing officer candidate training.

(2) Attained a final performance standing in the upper 20 percent of his officer candidate class based upon academic and military performance ratings.

(3) Been appointed a Reserve officer of the Air Force.

§ 887.105 When to apply.

Applications must be submitted at least 45 days before the scheduled date for graduating from aviation cadet or officer candidate training.

§ 887.106 Notification of selection.

Applicants will be notified through the Commander, Air Training Command, of selection or nonselection.

§ 887.107 Tender of appointment.

Tender of appointment will be made by letter of appointment issued by the Department of the Air Force. The tender may be withdrawn, for cogent reasons, or declined at any time before actual acceptance.

§ 887.108 Probationary period.

The appointment of any person under §§ 887.101 to 887.108 is probationary for 3 years and may be revoked by the Secretary of the Air Force at any time before the third aninversary of the acceptance of such appointment.

CHARLES M. McDermott, Colonel, U.S. Air Force, Deputy Director of Administrative Services.

[F.R. Doc. 59-2520; Filed, Mar. 25, 1959; 8:45 a.m.]

Title 43—PUBLIC LANDS: INTERIOR

Chapter I—Bureau of Land Management, Department of the Interior

> APPENDIX-PUBLIC LAND ORDERS [Public Land Order 1822]

[328049] **CALIFORNIA**

Partially Revoking Reclamation Withdrawal of May 8, 1913, Newlands

By virtue of the authority vested in the Secretary of the Interior by section 3 of the Act of June 17, 1902 (32 Stat. 388; 43 U.S.C. 416), it is ordered as follows:

1. The Departmental order of May 8, 1913, which withdrew lands for reclamation purposes in the first form in connection with the Truckee-Carson, now the Newlands Project, California, is hereby revoked so far as it affects the following-described lands:

Mount Diablo Meridian, California

T. 10 N., R. 19 E.

Sec. 4, lots 1 to 16 incl., and 8½; Sec. 5, lots 2 to 9 incl., W½ lot 10, lots 11 and 12, W½ lot 13, lots 14 to 16 incl. and S½

Sec. 9, NE1/4, NW1/4NW1/4, S1/2NW1/4 and S1/2;

i

Secs. 10 to 17 incl., all;

Sec. 18, lots 1 to 4 incl., $E\frac{1}{2}$ and $E\frac{1}{2}W\frac{1}{2}$; Sec. 19, lots 1 to 4 incl., $E\frac{1}{2}$ and $E\frac{1}{2}W\frac{1}{2}$; Secs. 20 to 29 incl., all:

Sec. 30, lots 1 to 4 incl., E½ and E½ W½; Sec. 31, lots 1 to 4 incl., E½ and E½ W½; Secs. 32 to 36 incl., all.

described areas aggregate 17,128.06 acres of national forest lands, and 3,311.33 acres of private and Stateowned lands, or a total of 20,439.39 acres, all within the boundaries of the Toiyabe National Forest.

2. Effective at 10:00 a.m. on April 24, 1959, the national forest lands shall be opened, subject to valid existing rights and the requirements of applicable law, to such applications, selections, and locations as are permitted on such lands. They have been open to applications and offers under the mineral-leasing laws.

3. Inquiries concerning the lands shall be addressed to the Manager, Land Office, Bureau of Land Management, Sacramento, California.

ROGER ERNST. Assistant Secretary of the Interior. March 19, 1959.

[F.R. Doc. 59-2533; Filed, Mar. 25, 1959; 8:46 a.m.]

Title 32A—NATIONAL DEFENSE, **APPENDIX**

Chapter X-Oil Import Administration, Department of the Interior

OIL IMPORT ADMINISTRATION **BULLETIN 1**

Unfinished Oils

March 19, 1959.

With respect to cargoes in which crude oil has been commingled with unfinished oils, the actual barrels of unfinished oils contained in the cargo must be charged against the quantity of imports of unfinished oils authorized in the license pursuant to which the importation is made.

When unfinished oils have been imported in the permissible amount stated in the license, thereafter only crude oil (as defined in Oil Import Regulation 1) may be imported during the remainder of the period.

If the quantity of unfinished oils imported during the period March 11, 1959, to March 17, 1959, and, with the permission of the Oil Import Administration during the period March 17, 1959, until the first presentation of the license has exceeded the permissible amount stated in the license, the excess will be deducted from amounts of unfinished oils authorized in future allocation periods until a balance is reached.

> R. A. WHEALY. Acting Administrator.

[F.R. Doc. 59-2606; Filed, Mar. 24, 1959; 5:14 p.m.]

OIL IMPORT ADMINISTRATION **BULLETIN 2**

Exchanges

MARCH 24, 1959.

Section 17 of Oil Import Regulation 1 requires that exchanges be strictly on the basis of oil for oil. An exchange agreement that provides for adjustments, settlements, or accounting on a monetary basis will not comply with this section of the regulation. It is permissible under this section, however, to exchange crude oil for unfinished oils, or unfinished oils for crude oil.

A report under this section should identify all parties to an exchange agreement, state the quantities of foreign and domestic oil involved and the schedule for delivery of the foreign and domestic oil, and describe the basis on which the exchange rests. Such reports will be available for public inspection.

> M. V. CARSON, Jr., Administrator.

[F.R. Doc. 59-2607; Filed, Mar. 24, 1959; 5:14 p.m.]

PROPOSED RULE MAKING

DEPARTMENT OF HEALTH. EDU-CATION. AND WELFARE

Food and Drug Administration

[21 CFR Part 131]

INTERPRETATIVE STATEMENTS RE WARNINGS ON DRUGS AND DE-VICES FOR OVER-THE-COUNTER SALE

Notice of Proposed Rule Making

The Commissioner of Food and Drugs, under authority vested in the Secretary of Health, Education, and Welfare by the Federal Food, Drug, and Cosmetic Act (secs. 503(b) (1) (A), (C) and (3), 506, 507, 701; 52 Stat. 1052 as amended; 61 Stat. 11; 63 Stat. 409; 67 Stat. 489; 21

U.S.C. 353(b) (1) (A), (C) and (3), 356, 357, 371) and delegated to him by the Secretary (21 CFR 130.101(b); 22 F.R. 1045; 23 F.R. 9500), proposes to amend Title 21, Chapter I, by adding thereto the following new part:

Subpart A-Definitions and Interpretations

Sec. 131.1 Purpose of issuance.

131.2 Definitions.

Warnings required on drugs ex-131.3 empted from prescription-dispensing requirements of section 503 (b) (1) (C).
Warnings required on drugs by for-

131.4 mal or informal statements of policy.

131.5 Warnings required on insulin intended for over-the-counter sale.

131.6 Warnings required on certifiable antibiotics exempted from prescription-dispensing requirements. Sec. 131.7 Warnings required by official compendia.

131.8 Warning statements in relation to conditions for use.

131.9 General warnings re accidental ingestion by children.

131.10 Conspicuousness of warning statements.

131.11 Warnings on veterinary drugs intended for administration to diseased animals.

Subpart B-Drugs for Human Use

131.15 Drugs for human use; recommended

warning and caution statements.

131.16 Drugs for human use; warning and caution statements required by regulations.

131.17 Drugs for human use; warning and caution statements specifically required-by law.

Subpart C-Drugs for Veterinary Use

131.20 Drugs for veterinary use; recommended warning and caution statements.

131.21 Drugs for veterinary use; warning and caution statements required by regulations.

Subpart D-Devices

131.25 Devices; recommended warning and caution statements.

AUTHORITY: §§ 131.1 to 131.25 issued under secs. 503, 506, 507, 701, 52 Stat. 1052, as amended; 55 Stat. 851; 59 Stat. 463, as amended; 52 Stat. 1055, as amended; 21 U.S.C. 353, 356, 357, 371. Interprets or applies sec. 502, 52 Stat. 1050, as amended; 53 Stat. 854; 21 U.S.C. 352.

CROSS REFERENCES: For interrelated regulations issued under the Federal Food, Drug, and Cosmetic Act, see Parts 1 (Drugs), 3, 130, 146, 146c, 146d, 146e, 164, 165.

Subpart A—Definitions and Interpretations

§ 131.1 Purpose of issuance.

The warning and caution statements suggested in Subparts B, C, and D of this part, for inclusion in the label or labeling of drugs and devices subject to section 502 (d) and (f) (2) and other relevant provisions of the Federal Food, Drug, and Cosmetic Act are issued for the purpose of assisting industry in preparing proper labeling for these articles for over-the-counter sale and in meeting the legal requirements of the act that the label or labeling of drugs and devices bear adequate warnings, in such manner and form as are necessary for the protection of users Only section 502(d) of the act requires use of the specific language included in these suggested warning and caution statements. These suggested warning or caution statements are illustrative of those that may be necessary or desirable: It is the responsibility of the manufacturer, packer, shipper, or distributor in interstate commerce to see that such statements are adequate for compliance with the provisions of the law. Omission of any article from this suggested list does not relieve drugs and devices subject to provisions of the act from bearing adequate warning or caution statements where such statements are necessary or desirable for the protection of the user.

§ 131.2 Definitions.

(a) As used in this part, the term "act" means the Federal Food, Drug, and Cosmetic Act.

(b) The terms "drugs" and "devices" are defined in section 201 (g) and (k) of the act.

(c) Official compendia are defined in section 201(j) of the act.

§ 131.3 Warnings required on drugs exempted from prescription-dispensing requirements of section 503(b)(1)

Drugs exempted from prescription-dispensing requirements under section 503(b) (1) (C) of the act are subject to the labeling requirements prescribed in \$130.102(a) of this chapter. Although, for convenience, warning and caution statements for a number of the drugs named in \$130.102 of this chapter (cross-referenced in the text of this part) are included in Subpart B of this part, the inclusion of such drugs in \$\$131.15, 131.16, 131.17 in no way affects the requirements for compliance with \$130.102(a) of this chapter, or the provisions of an effective application pursuant to section 505(b) of the act.

§ 131.4 Warnings required on drugs by formal or informal statements of policy.

The warning and caution statements included in Subpart B in no way affect any warning statement suggested for such drugs or devices by any statement of policy or interpretation in Part 3 of this chapter.

§ 131.5 Warnings required on insulin intended for over-the-counter sale.

Warning and caution statements for insulin products sold over the counter must comply with the specific labeling provisions of the act and § 164.6 of this chapter.

§ 131.6 Warnings required on certifiable antibiotics exempted from prescription-dispensing requirements.

Certain certifiable antibotic drugs are exempted from prescription-dispensing requirements under section 507 of the act, but are subject to the specific labeling requirements, including warning or caution statements, of the applicable-section of the antibiotic regulations.

§ 131.7 Warnings required by official, compendia.

Any drug included in the official compendia defined by the act shall bear such warning or caution statement as may be required by such compendia, and no statement in Subpart B or Subpart C of this part is intended to alter, modify, or permit the omission of any such statement required by such compendia.

§ 131.8 Warning statements in relation to conditions for use.

The mention in any warning or caution statement included in Subparts A, B, and C of this part, of a disease condition does not imply a finding on the part of the Food and Drug Administration that any drug or device is efficacious in such condition; nor is any drug or device bearing labeling referring to such disease condition precluded from regulatory action under the applicable provisions of the act if such claim is considered to be misbranding.

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§ 131.9 General warnings re accidental ingestion by children.

Section 131.15 includes at the present time under certain items, but not all medicines, the statement "Keep this and all medications out of the reach of children" or "Keep out of the reach of children." However, in view of the possibility of accidental ingestion of drugs, it is not only suggested but is recommended that one of these statements be used in the labeling of all drug products.

§ 131.10 Conspicuousness of warning statements.

Necessary warning statements should appear in the labeling prominently and conspicuously as compared to other words, statements, designs, and devices in order to comply with the provisions of section 502 (c) and (f) (2) of the act. The warning statements should be placed in the labeling in juxtaposition with the directions for use, and in any case should appear on the label when there is sufficient label space in addition to other mandatory label information.

§ 131.11 Warnings on veterinary drugs intended for administration to diseased animals.

None of the warning or caution statements recommended for use in the labeling of drugs intended for administration to diseased animals shall be construed to suggest or imply that any product of a diseased animal is suitable for food use. (See section 402(a) (5) of the act.)

Subpart B-Drugs for Human Use

§ 131.15 Drugs for human use; recommended warning and caution statements.

ACETANILID.

Warning—Do not exceed recommended dosage. Overdosage or continued use may result in serious blood disturbances.

ANESTHETICS FOR EXTERNAL USE (LOCAL ANESTHETICS). See also § 130.102(a) (19) of this chapter.)

Caution—Do not use in the eyes. Not for prolonged use. If the condition for which this preparation is used persists or if a rash or irritation develops, discontinue use and consult physician.

ANTIBIOTICS FOR EXTERNAL USE FOR PREVENTION OF INFECTION. (See also §§ 130.102(a)(5), 146c.202, 146c.402, 146c.407, 146c.409, 146c.411, 146c.422 of this chapter.)

Caution—In case of deep or puncture wounds or serious burns consult physician. If redness, irritation, swelling, or pain persists or increases or if infection occurs, discontinue use and consult physician. Do not use in the eyes.

ANTIHISTAMINICS FOR EXTERNAL USE (EXCEPT PREPARATIONS FOR OPHTHALMIC USE).

Caution—Do not use in the eyes. If the condition for which this preparation is used persists or if a rash or irritation develops, discontinue use and consult physician.

ANTIHISTAMINICS, ORAL. (See also § 130.102(a) (4), (6), and (13) of this chapter.)

Caution—This preparation may cause drowsiness. Do not drive or operate machinery while taking this medication. Do not give to children under 6 years of age or exceed the recommended dosage unless directed by physician.

The reference to drowsiness is not required on preparations for the promotion of sleep or on preparations that are shown not to produce drowsiness.

ANTIPERSPIRANTS.

Do not apply to broken skin. If a rash develops, discontinue use.

ANTIPYRINE.

Warning—Do not exceed recommended dosage. If skin rash appears, discontinue use and consult physician.

ANTISEPTICS FOR EXTERNAL USE. (See also § 130.102(a) (18) of this chapter.)

Caution—In case of deep or puncture wounds or serious burns, consult physician. If redness, irritation, swelling, or pain persists or increases or if infection occurs discontinue use and consult physician.

The reference to wounds and burns is not required on preparations intended solely for diaper rash.

ARSENIC PREPARATIONS.

Warning—Frequent or prolonged use may cause serious injury. Do not exceed recommended dosage.

BELLADONNA PREPARATIONS AND PREPARATIONS OF ITS ALKALOIDS (ATROPINE, HYOSCYAMINE, AND SCOPOLAMINE (HYOSCINE)); HYOSCYAMUS, STRAMONIUM, AND RELATED DRUG PREPARATIONS.

Warning—Not to be used by elderly persons or by children under 6 years of age unless directed by physician.

Caution—Do not exceed recommended dosage. Not for frequent or prolonged use. If dryness of the mouth occurs, decrease dosage. Discontinue use if rapid pulse, dizziness, or blurring of vision occurs.

See also Rectal Preparations for additional warnings.

Scopolamine or scopolamine aminoxide preparations for insomnia should include one of the following:

Warning—Not to be used by elderly persons or by children under 12 years of age unless directed by physician; or

Warning—Not to be used by persons having glaucoma or excessive pressure within the eye (conditions that occur most often in the elderly), or by children under 12 years of age, unless directed by physician.

In addition to either of the above statements, the following should be included:

Caution—Do not exceed recommended dosage. Not for frequent or prolonged use. If dryness of the mouth occurs, decrease dosage. Discontinue use if rapid pulse, dizziness, or blurring of vision occurs.

Scopolamine or scopolamine aminoxide preparations for motion sickness should include the following:

Warning—Not to be used by children under 6 years of age unless directed by physician.

Caution—Do not exceed recommended dosage. Discontinue use if-rapid pulse, dizziness, or blurring of vision occurs.

BORIC ACID (POWDERED, CRYSTAL-LINE, OR GRANULAR).

Warning—Do not use as a dusting powder, especially on infants, or take internally. Use only as a solution. Do not apply to badly broken or raw skin, or to large areas of the body.

BROMIDES.

Caution—Use only as directed. Do not give to children or use in the presence of kidney disease. If skin rash appears or if nervous sympotoms persist, recur frequently, or are unusual, discontinue use and consult physician.

CARBOLIC ACID (PHENOL) PREPARATIONS (MORE THAN 0.5 PERCENT) FOR EXTERNAL USE.

Warning—Use according to directions. Do not apply to large areas of the body. If applied to fingers or toes, do not bandage.

CATHARTICS AND LAXATIVES—IRRITANTS AND OTHER PERISTALTIC STIMULANTS.

Warning—Do not use when abdominal pain, nausea, vomiting, or other symptoms of appendicitis are present. Frequent or prolonged use of this preparation may result in dependence on laxatives.

Mercury preparations should have added to the "frequent use" statement, the words "and serious mercury poisoning."

Phenolphthalein preparations should bear, in addition to the general warning, the following statement:

Caution—If skin rash appears, do not use this or any other preparation containing phenolphthalein.

See also Mineral Oil Laxatives.

CHLORATES: MOUTH WASH OR GARGLE.

Avoid swallowing.

COBALT PREPARATIONS. (See also § 3.48 of this chapter.)

Warning—Do not exceed the recommended dosage. Do not administer to children under 12 years of age unless directed by physician. Do not use for more than 2 months unless directed by physician.

This warning is not required on articles containing not more than 0.5 milligram of cobalt as a cobalt salt per dosage unit and which recommend administration of not more than 0.5 milligram per dose and not more than 2 milligrams per 24-hour period.

"COUGH-DUE-TO-COLD" PREPARA-TIONS. (See also § 130,102(a) (14) and (20) of this chapter.)

Warning—Persons with a high fever or persistent cough should not use this preparation unless directed by physician. COUNTERIRRITANTS AND RUBEFA-CIENTS.

Caution—Do not apply to irritated skin or if excessive irritation develops. Avoid getting into the eyes or on mucous membranes.

If offered for use in arthritis or rheumatism, in juxtaposition therewith, the statement:

Caution—If pain persists for more than 10 days, or redness is present, or in conditions affecting children under 12 years of age consult a physician immediately.

See also "Salicylates" in this section for additional warnings for preparations containing methyl salicylate.

CREOSOTE, CRESOLS, GUAIACOL, AND SIMILAR SUBSTANCES IN PREP-ARATIONS FOR EXTERNAL USE.

Caution—Do not apply to large areas of the body.

CREOSOTE, CRESOLS, GUAIACOL, AND SIMILAR SUBSTANCES IN DOUCHE PREPARATIONS.

Warning—The use of solutions stronger than those recommended may result in severe local irritation, burns, or serious poisoning. Mix as directed before pouring into douche bag. Do not use more often than twice weekly unless directed by physician.

DIARRHEA PREPARATIONS.

Warning—Do not use for more than 2 days or in the presence of high fever or in infants or children under 3 years of age unless directed by a physician.

DISPENSERS PRESSURIZED BY GASEOUS PROPELLANTS FOR DRUGS FOR EXTERNAL USE. (See also \$130.102(a) (11) and (18) of this chapter.)

Warning—Keep away from eyes or other mucous membranes. Avoid inhaling.

This warning is not necessary for preparations specifically designed for use

on mucous membranes.

Where indicated, in order to prevent chilling the tissues, a caution should be included against holding the dispenser

too close to the body.

Warning—Contents under pressure.

Do not puncture or throw into fire or incinerator. Exposure to high tempera-

ture may cause bursting.

If the preparation is flammable, the following additional statement should be included: "WARNING: FLAMMABLE Keep away from open flame."

DOUCHE PREPARATIONS.

Warning—Do not use more often than twice weekly unless directed by physician.

See also Creosote * * * Douche for additional warning.

DRESSINGS, PROTECTIVE SPRAY-ON TYPE. (See also § 130.102(a) (11) and (18) of this chapter.)

Warning—In case of deep or puncture wounds or serious burns consult physician. If redness, irritation, swelling or pain persists or increases or if infection occurs consult physician. Keep away from eyes or other mucous membranes. Avoid inhaling.

See also Dispensers Pressurized by Gaseous Propellants * * * for additional warnings to be included for products under pressure.

EPHEDRINE PREPARATIONS (ORAL)

Warning—Do not exceed the recommended dosage. Reduce dosage if nervousness, restlessness, or sleeplessness occurs. Do not use if high blood pressure, heart disease, diabetes, or thy-

roid disease is present unless directed by AMINE, physician.

EPINEPHRINE INHALATION 1:100 (NOT FOR INJECTION).

Warning-For inhalation only. Reduce dosage if bronchial irritation, nervousness, restlessness, or sleeplessness occurs. Do not use if high blood pressure, heart disease, diabetes, or thyroid disease is present unless directed by physician. If prompt relief is not obtained consult physician. Do not use epinephrine inhalation if it is brown in color or contains a precipitate.

GENTIAN VIOLET (METHYLROSAN-ILINE CHLORIDE) TABLETS.

Caution-Do not bite or chew tablets before swallowing. If nausea develops, discontinue for 1 or 2 days; then resume treatment with reduced dosage. This preparation should not be used by persons with heart, kidney, or liver disease or intestinal disorders. Abstinence from alcohol during treatment is advisable.

HEXYLRESORCINOL ANTHELMIN-TICS.

Warning-Do not chew or break in the mouth.

IODINE AND IODIDES (ORAL).

Caution-If a skin rash appears, discontinue use and consult physician.

MERCURY PREPARATIONS FOR EX-TERNAL USE.

Warning-Discontinue use if irritation develops. Frequent or prolonged use, or application to large areas may cause serious mercury poisoning.

Ammoniated mercury bleach cream:

Warning-Discontinue use if skin irritation develops. Do not apply to irritated or damaged skin (cuts, bruises, sunburn) or after shaving or using a depilatory. Do not apply to children under 12 years of age.

MINERAL OIL LAXATIVES. (See also § 3.4 of this chapter.)

Caution-Take only at bedtime. Avoid prolonged use. Do not administer to infants or young children, or in pregnancy unless directed by physician. Administer with caution to bedridden or aged persons.

NASAL PREPARATIONS: OIL BASE. Warning-Do not exceed recommended dosage nor use for prolonged period. Do not administer to infants

or children unless directed by physician. Do not use as a spray.

NASAL PREPARATIONS IN PLASTIC SPRAY CONTAINERS.

Avoid overdosage. Follow directions for use carefully.

NASAL PREPARATIONS: VASOCON-STRICTORS (AMPHETAMINE, EPHE-DRINE, EPINEPHRINE. METHAM-PHETAMINE, AND OTHERS SIMILAR ACTIVITY). (See § 130.102(a) (16) of this chapter.) PHETAMINE, OF

Caution-Do not exceed recommended dosage. Overdosage may cause nervousness, restlessness, or sleeplessness. Do not use for more than 3 or 4 consecutive days unless directed by physician.

NASAL PREPARATIONS: VASOCOÑ-STRICTORS (PHENYLEPHRINE HY-DROCHLORIDE, HYDROXYAMPHET-

PHENYLPROPANOLAMINE, AND OTHERS OF SIMILAR ACTIV-ITY).

Caution—Do not exceed recommended dosage.

NÚX VOMICA AND STRYCHNINE PREPARATIONS.

Warning-Do not exceed the recommended dosage. Keep out of the reach of children.

OPHTHALMIC PREPARATIONS. (See also § 3.28 of this chapter.)

Warning-If irritation persists or increases, discontinue use and consult physician. Keep container tightly closed.

Solutions should include statement: Do not touch dropper tip to any surface since this may contaminate solution.

PHENYLEPHRINE HYDROCHLORIDE PREPARATIONS, ORAL.

Caution—Individuals with high blood pressure, heart disease, diabetes, or thyroid disease should use only as directed by physician.

PHENYLPROPANOLAMINE HYDRO-CHLORIDE PREPARATIONS, ORAL.

.Caution-Individuals with high blood pressure, heart disease, diabetes, or thyroid disease should use only as directed by physician.

QUININE AND OTHER CINCHONA DERIVATIVES (EXCEPT FOR USE IN MALARIA).

Caution-Discontinue use if ringing in the ears, deafness, skin rash, or visual disturbances occur.

RECTAL PREPARATIONS FOR EX-TERNAL USE. (See also § 130.102(a) (3) of this chapter.)

Warning-In case of rectal bleeding. consult physician promptly.

See also Belladona Preparations * * * for additional warnings.

RESINS, OLEORESINS, AND VOLA-TILE OILS.

Caution—If nausea, vomiting, abdom-

inal discomfort, diarrhea, or skin rash occurs, discontinue use and consult physician.

RESORCINOL (NOT THE MONOACE-TATE) HAIR PREPARATIONS.

Caution-Excessive use of this preparation may temporarily discolor blond, white, or red hair.

SALICYLATES, INCLUDING ASPIRIN AND SALICYLAMIDE (EXCEPT METHYL SALICYLATE, EFFERVES-CENT SALICYLATE PREPARATIONS. AND PREPARATIONS OF PARA-AMINOSALICYLIC ACID AND ITS SALTS). (See also §§ 3.43 and 3.509 of this chapter.)

Warning-Keep out of the reach of children; or

Warning-Keep this and all medications out of the reach of children.

The above information should appear on the label.

Caution-For children under 3 years of age consult physician; or

Caution-For younger children consult your-physician.

One of the two statements immediately preceding is required on the label of all aspirin tablets, but such a statement is not required on the labels of other 10 days unless directed by a physician.

salicylates clearly offered for administration to adults only.

If offered for use in arthritis or rheumatism, in juxtaposition therewith, the statement:

Caution-If pain persists for more than 10 days, or redness is present, or in conditions affecting children under 12 years of age consult a physician immediately.

SALICYLATES: METHYL SALICY-LATE (WINTERGREEN OIL). See also §§ 3.35 and 3.509 of this chapter.

Warning-Do not use otherwise than as directed. Keep out of the reach of children to avoid accidental poisoning.

If the preparation is a counterirritant or rubefacient the statement:

Caution-Discontinue use if excessive irritation of the skin develops. Avoid getting into the eyes or on mucous mem-

If offered for use in arthritis or rheumatism, in juxtaposition therewith, the statement:

Caution-If pain persists for more than 10 days, or redness is present, or in conditions affecting children under 12 years of age consult a physician immediately.

Caution-Frequent or prolonged use of this preparation may result in permanent discoloration of skin and mucous membranes.

SODIUM PERBORATE MOUTH WASH AND GARGLE AND TOOTHPASTE.

Caution-Discontinue use if irritation or inflammation develops, or increases. Avoid swallowing.

SULFONAMIDE NOSE DROPS.

Caution-Do not use if a known allergy to sulfonamide drugs exists.

SULFUR PREPARATION FOR EXTER-NAL USE.

Caution-If undue skin irritation develops or increases, discontinue use and consult physician.

THROAT PREPARATIONS FOR TEM-PORARY RELIEF OF MINOR SORE THROAT: LOZENGES, TROCHES, WASHES, GARGLES, ETC. (See also § 3.510 of this chapter:)

Warning-Severe or persistent sore throat or sore throat accompanied by high fever, headache, nausea, and vomitting may be serious. Consult physician promptly. Do not administer to children under 3 years of age unless directed by physician.

TOOTHACHE PREPARATIONS:

For temporary use only until a dentist can be consulted.

ZINC STEARATE DUSTING POWDERS. Warning-Keep out of the reach of infants and children; avoid inhaling.

§ 131.16 Drugs for human use; warning and caution statements required by regulations.

ACETAMINOPHEN (N-ACETYL-n-AMINOPHENOL) (See § 130.102(a) (1) of this chapter.)

Warning-Do not give to children under 3 years of age or use for more than If offered for use in arthritis, or rheumatism, in juxtaposition therewith, the statement:

Caution—If pain persists for more than 10 days, or redness is present, or in condition affecting children under 12 years of age consult a physician immediately.

ALCOHOL RUBBING COMPOUND. (See 26 CFR 182.855(a) (5); The National Formulary, Tenth Edition 1955, pp. 27–28; and section 502(g) of the act.)

Warning—For external use only. If taken internally serious gastric disturbances will result.

ances win result.

ANTIBIOTIC-CONTAINING DRUGS FOR EXTERNAL USE FOR PREVEN-TION OF INFECTION.

Caution—If redness, irritation, swelling, or pain persists or increases or if infection occurs, discontinue use and consult physician. Do not use in the eyes.

ANTIHISTAMINICS, ORAL (PHENYLTOLOXAMINE DIHYDROGEN CITRATE, MECLIZINE HYDROCHLORIDE, AND DOXYLAMINE SUCCINATE PREPARATIONS). (See \$130.102(a) (4), (6), and (13) of this chapter.)

Caution—This preparation may cause drowsiness. Do not drive or operate machinery while taking this medication. Do not give to children under 6 years of age or exceed the recommended dosage unless directed by physician.

If offered for symptoms of colds, the statement:

Caution—If relief does not occur within 3 days, discontinue use and consult physician.

BACITRACIN - CONTAINING OINT-MENTS. (See §§ 146e.402, 146e.407, 146e.411 of this chapter.)

For use only in the prevention of infection in minor cuts and abrasions.

Use of the drug should be discontinued and a physician consulted if signs of infection or irritation appear.

BACITRACIN (ZINC BACITRACIN) - POLYMYXIN OINTMENT; BACITRA-CIN-POLYMYXIN-NEOMYCIN OINT-MENT. (See §§ 146e.409 and 146e.422 of this chapter.)

For use only in the prevention of infection in minor cuts and abrasions. Use of the drug should be discontinued and a physician consulted if signs of infection or irritation appear.

If it is in liquid form, also the statement "Not for injection."

CARBETAPENTANE CITRATE PREPARATIONS. (See Cough-Due-to-Cold Preparations.)

"COUGH-DUE-TO-COLD" PREPARA-TIONS (DEXTROMETHORPHAN HY-DROBROMIDE AND CARBETAPEN-TANE CITRATE). (See § 130.102(a) (14) and (20) of this chapter.)

Warning—Keep out of the reach of children. Do not administer to children under 2 years of age unless directed by physician. Persistent cough may indicate the presence of a serious condition. Persons with a high fever or persistent cough should not use this preparation unless directed by physician.

DEXTROMETHORPHAN HYDROBRO-MIDE PREPARATIONS. (See Cough-Due-to-Cold Preparations.)

DIAMTHAZOLE DIHYDROCHLORIDE FOR EXTERNAL USE. (See § 130.102 (a) (7) of this chapter.)

Warning—Do not apply to children under 6 years of age because serious reactions may occur. Do not apply to children 6 to 12 years of age unless directed by physician. Do not use on mucous membranes. Discontinue use and consult physician if irritation develops or relief is not obtained. Keep out of the reach of children.

DICYCLOMINE HYDROCHLORIDE WITH AN ANTACID. (See § 130.102(a) (8) of this chapter.)

Warning—Do not exceed the recommended dosage. Do not administer to children under 12 years of age or use for a prolonged period unless directed by physician, since persistent or recurring symptoms may indicate a serious disease requiring medical attention.

DIPHEMANIL METHYLSULFATE FOR EXTERNAL USE. (See § 130.102(a) (22) of this chapter.)

Caution—If redness, irritation, swelling, or pain persists or increases, discontinue use and consult physician.

DYCLONINE HYDROCHLORIDE. (See § 130.102(a) (23) of this chapter.)

Caution—Do not use in the eyes. Not for prolonged use. Do not apply to large areas of the body. If redness, irritation, swelling, or pain persists or increases, discontinue use unless directed by physician. Do not use, but consult physician for deep or puncture wounds or serious burns. Do not use in case of rectal bleeding, as this may indicate serious disease.

HEXADENOL. (See § 130.102(a) (11) of this chapter.)

Caution—Do not use for treatment of serious burns or skin conditions or for conditions which persist for prolonged periods. In such cases, consult your physician. Do not spray in vicinity of eyes, mouth, nose, or ears. Do not store above 120° F.

INSULIN. (See § 164.4(c) of this chapter.)

Insulin (40, 80, or 100 U.S.P. units per milliliter):

Caution—Do not remove stopper. Not for intravenous nor intramuscular use. Do not use after expiration date shown on outside wrapper or container. Do not use if drug has become viscous or if its color has become other than water clear.

In addition to the above warnings, the following statements should be included in the labeling: "Keep in a cold place, avoid freezing. Failure to follow directions for use may lead to infection." Protamine zinc insulin, isophane insulin, lente insulin, semilente insulin, or ultralente insulin:

Caution—Do not remove stopper. Not for intravenous nor intramuscular use. Do not use after expiration date shown on outside wrapper or container. Do not substitute for any other insulin-containing drug unless directed by physician. Do not use when precipitate has

become lumped or granular in appearance or has formed a deposit of solid particles on the wall of the container.

In addition to the above warnings for protamine zinc insulin * * *, the following statements should be included in the labeling of these preparations: "Keep in a cold place, avoid freezing"; "Shake carefully" or "Shake well before using" or "Shake well" or "Shake carefully to suspend all particles"; "Failure to follow directions for use may lead to infection."
Globin zinc insulin:

Caution—Do not remove stopper. Not for intravenous nor intramuscular use. Do not use after expiration date shown on outside wrapper or container. Do not use if any turbidity or precipitate has developed in the solution. Do not substitute for any other insulin-containing drug unless directed by physician.

In addition to the above warnings for globin zinc insulin, the following statements should be included in the labeling: "Keep in a cold place, avoid freezing. Failure to follow directions for use may lead to infection."

ISOAMYLHYDROCUPREINE

ZOLAMINE HYDROCHLORIDE RECTAL PREPARATIONS FOR EXTERNAL USE. (See § 130.102(a) (3) of this chapter.)

Warning—Do not use this preparation in case of rectal bleeding, as this may indicate serious disease.

NEOMYCIN SULFATE WITH A VASO-CONSTRICTOR, IN NASAL PREPA-RATIONS (SPRAY OR DROPS). (See § 130.102(a) (9) of this chapter.)

Caution—Do not exceed recommended dosage. Do not administer to children under 3 years of age unless directed by physician,

OXYTETRACYCLINE AND POLY-MYXIN B SULFATE. (See Antibiotic-Containing Drugs for External Use * * * *)

PRAMOXINE HYDROCHLORIDE FOR EXTERNAL USE. (See § 130.102 (a) (19) of this chapter.)

Caution—Do not use in the eyes or nose. Not for prolonged use. Do not apply to large areas of the body. If redness, irritation, swelling, or pain persists or increases, discontinue use unless directed by a physician.

SODIUM FLUORIDE DENTIFRICE POWDER. (See § 130.102(a) (10) of this chapter.)

Caution—Children under 6 years of age should not use this drug.

SODIUM GENTISATE. (See §§ 3.43, 3.509, 130.102(a) (2) of this chapter.)

Warning—Do not give to children under 6 years of age or use for prolonged period unless directed by physician.

Warning—Keep this and all medications out of the reach of children, or

Warning-Keep out of the reach of children.

If offered for use in arthritis or rheumatism, in juxtaposition therewith, the statement:

Caution—If pain persists for more than 10 days, or redness is present, or in conditions affecting children under 12 years of age, consult a physician immediately.

SODIUM MONOFLUOROPHOSPHATE DENTIFRICE SOLUTION. (See § 130.-102(a) (15) of this chapter.)

Caution-Children under 6 years of age should not use this drug.

TUAMINOHEPTANE SULFATE NASAL PREPARATIONS. (See § 130.102(a) (16) of this chapter.)

Caution-Do not exceed recommended dosage. Overdosage may cause nervousness, restlessness, or sleeplessness. Individuals with high blood pressure, heart disease, diabetes, or thyroid disease should use only at directed by physician. Do not use for more than 3 or 4 consecutive days unless directed by physician.

WIRESATTE PREPARATIONS. § 130.102(a) (18) of this chapter.)

Caution-Do not use but consult physician for deep or puncture wounds or serious burns. If redness, irritation, swelling, or pain persists or increases, discontinue use and consult physician.

Warning-Contents - under pressure. Do not puncture or throw into fire or incinerator. Exposure to high temperatures may cause bursting.

WARNING-FLAMMABLE. Keep away from open flame.

§ 131.17 Drugs for human use; warning and caution statements specifically required by law.

PREPARATIONS CONTAINING HAB-IT-FORMING DERIVATIVES OF SUB-STANCES NAMED IN SECTION 502(d) OF THE ACT. (See §§ 1.104, 1.108, and 165.1 of this chapter and 26 U.S.C. 3220 and 3238(b), and regulations thereunder.)

The statement "Warning-May be habit forming" is required to appear on the label of all drugs containing derivatives designated in § 165.1 of this chapter as habit forming, including exempt narcotic preparations described in § 151.2 of Title 26 of the Code of Federal Regulations (26 CFR 151.2) and preparations containing one or more derivatives of barbituric acid, unless such drug is not suitable for internal use and is distributed and sold exclusively for such external use as involves no possibility of habit formation.

Subpart C—Drugs for Veterinary Use

§ 131.20 Drugs for veterinary use; recommended warning and caution statements.

ACETYLAMINONITROTHIAZOLE FOR POULTRY.

Warning-Discontinue use at least 1 week before slaughtering birds for human consumption to permit elimination of the drug from edible tissues.

AMINONITROTHIAZOLE (2-AMINO-5-NITROTHIAZOLE) FOR POULTRY.

Warning-Discontinue use at least 1 week before slaughtering birds for human consumption to permit elimination of the drug from edible tissues.

ANESTHETICS FOR EXTERNAL USE (LOCAL ANESTHETICS).

Caution-Not for prolonged use.

is used persists or if a rash or irritation develops, discontinue use and consult veterinarian.

ANTHELMINTICS.

Caution-Consult veterinarian before using in severely debilitated animals.

ANTHELMINTICS CONTAINING CAD-MIUM OXIDE AND CADMIUM AN-THRANILATE.

Caution-Consult veterinarian before using in severely debilitated animals.

Warning-Treated hogs must not be slaughtered for human consumption for at least 30 days following treatment to permit elimination of cadmium residues from edible tissues.

ANTHELMINTICS: NÍCOTINE.

Caution-Consult veterinarian before using in severely debilitated animals.

ANTHELMINTICS: PHENOTHIAZINE. Warning-Do not treat lactating dairy animals.

Caution—Consult veterinarian before using in severely debilitated animals. Individual animals are occasionally sensitive to phenothiazine.

ANTIBIOTICS FOR EXTERNAL USE. (See also $\S\S 3.25$ and 146.1(k) of this chapter.)

Warning-Avoid adulteration of milk with this drug applied to udders or teats of dairy animals.

Caution—If redness, irritation, or swelling persists or increases, discontinue use and consult veterinarian.

ANTIBIOTICS (INTRAMAMMARY). (See also § 146.1(k) of this chapter.)

Warning-Milk taken from dairy animals within ___ hours after the latest treatment for mastitis must not be used for human consumption.

The blank is filled in with the number 72, unless the person has submitted to the Commissioner information adequate to prove that milk from dairy animals treated with the drug as prepared by him contains no antibiotics after a time period that is shorter than 72 hours after the latest treatment. In such cases, the blank shall be filled in with the number 60, 48, 36, or 24, as authorized by the Commissioner.

This statement should appear on the label of the immediate container, if it is intended for use in the prevention or treatment of mastitis in dairy animals by intramammary infusion:

ANTIHISTAMINICS FOR EXTERNAL USE.

Caution-If the condition for which this preparation is used persists or if a rash or irritation develops, discontinue use and consult veterinarian.

ANTISEPTICS FOR EXTERNAL USE. Caution-In case of deep or puncture wounds or serious burns consult veterinarian. If redness, irritation, or swelling persists or increases, discontinue use and consult veterinarian.

ARSENICALS (ORGANIC, FOR POUL-TRY AND SWINE). (See also § 146.26 (b) of this chapter.)

Warning-Do not administer to laying hens. Discontinue use at least 5 days the condition for which this preparation before slaughtering animals for human

consumption to permit elimination of the drug from edible tissues.

The above warning concerning laying hens is not required on arsenic preparations that have been-shown to leave no residue in eggs.

CARBOLIC ACID (PHENOL) PREPARATIONS (MORE THAN 0.5 PER-CENT) FOR EXTERNAL USE.

Caution-Use only as directed. Avoid contact with the eyes and mucous membranes. Do not apply to large areas of the body. Do not use on cats.

HYDROCORTISONE, CORTISONE. PREDNISOLONE AND PREDNISONE PREPARATIONS FOR EXTERNAL USE.

Caution-Do not use where infection (pus) is present, since the drug may allow infection to spread. If redness, irritation, or swelling persists or increases, discontinue use and consult veterinarian.

COUNTERIRRITANTS AND RUBE-FACIENTS.

Caution-Do not apply to irritated skin or if excessive irritation develops. Avoid getting into eyes or on mucous membranes.

CRESOLS, GUAIACOL, CREOSOTE. SUBSTANCES AND SIMILAR TN FOR EXTERNAL PREPARATIONS

Caution-–Use only as directed. Avoid contact with eyes and mucous membranes. Do not apply to large areas of the body. Not recommended for use on cats.

DIARRHEA PREPARATIONS.

Caution-If symptoms persists after using this preparation for 2 or 3 days, consult veterinarian.

DIENESTROL DIACETATE FOR POULTRY.

Warning—Discontinue use at least 24 hours before slaughtering birds for human consumption to permit elimination of the drug from edible tissues.

DIETHYLSTILBESTROL IN ANIMAL RCHRT

Warning-Discontinue use at least 48 hours before slaughtering animals for human consumption to permit elimination of the drug from edible tissues.

DISPENSERS PRESSURIZED BY GASEOUS PROPELLANT FOR DRUGS FOR EXTERNAL USE.

Caution-Keep away from eyes or other mucous membranes. Avoid inhaling.

This warning is not necessary for preparations especially designed for use on mucous membranes.

Warning—Contents under pressure. Do not puncture or throw into fire or incenerator. Exposure to high temperature may cause bursting.

If the preparation is flammable, the following additional statement should be included: /

Warning-FLAMMABLE. Keep away from open flame.

DRESSINGS, PROTECTIVE SPRAY-ON TYPE.

Caution-In case of deep or puncture wounds or serious burns or if redness,

irritation, or swelling persists or increases, consult veterinarian.

Keep away from eyes or other mucous membranes. Avoid inhaling.

See also Dispensers Pressurized by Gaseous Propellant * * * for additional warnings to be included for products under pressure.

ESTROGEN PELLETS IN CATTLE AND SHEEP.

Warning—Implant pellets in the _____ (name of the anatomical area) only. Any other location may result in violation of Federal law. Do not attempt salvage of implanted site for human or animal food.

ESTROGEN PELLETS IN POULTRY.

Warning—Implant pellets within ½ inch of the skull. Any other location may result in violation of Federal law. Do not attempt salvage of implanted site for human or animal food.

GLYCARBILAMIDE FOR POULTRY.

Warning—Do not feed to laying hens in production. Discontinue use at least 4 days before slaughtering birds for human consumption to permit elimination of the drug from edible tissues.

NICARBAZIN FOR POULTRY.

Warning—Do not feed to laying hens in production. Discontinue use at least 4 days before slaughtering birds for human consumption to permit elimination of the drug from edible tissues.

NITHIAZIDE FOR POULTRY.

Warning—Do not feed to laying hens in production. Discontinue use at least 24 hours before slaughtering birds for human consumption to permit elimination of the drug from edible tissues.

OPHTHALMIC PREPARATIONS.

Caution—If condition persists or increases discontinue use and consult veterinarian. Keep container tightly closed.

Solutions should also include the following statement: "Do not touch applicator tip to any surface, since this may contaminate solution."

SALMONELLOSIS TREATMENTS FOR POULTRY.

Important—Poultry that have survived salmonella outbreaks should not be kept for laying-house replacements or breeders, unless tests show that they are not carriers.

STREPTOMYCIN AND DIHYDRO-STREPTOMYCIN (INTRAMUSCULAR) IN POULTRY.

Caution—Do not exceed recommended dosage.

SULFONAMIDE PREPARATIONS (SYSTEMIC).

Caution—If symptoms persist after using this preparation for 2 or 3 days consult veterinarian.

SULFONAMIDES FOR EXTERNAL ITSE.

Caution—If redness, irritation, or swelling persists or increases, discontinue use and consult veterinarian.

If the preparation has not been sterilized, the following statement should also be used:

Caution—This preparation has not been sterilized. Do not use in body cayities or deep wounds.

§ 131.21 Drugs for veterinary use; warning and caution statements required by regulations.

ANIMAL FEED CONTAINING PENICILLIN, STREPTOMYCIN, DIHYDRO-STREPTOMYCIN, CHLORTETRACY-CLINE, CHLORAM-PHENICOL, OR BACITRACIN, WITH OTHER DRUGS. (See § 146.26 of this chapter.)

The following warnings are required when animal feeds containing any of the above-named antibiotics also contain the following drugs:

Arsanilic acid, sodium arsanilate, or 3-nitro-4-hydroxyphenol arsonic acid (3-nitro-4-hydroxyphenylarsonic acid) for poultry and swine. (See § 146.26 (a) and (b) of this chapter.)

Warning—Do not administer to laying hens. Discontinue use 5 days before the treated animals are slaughtered for human consumption.

Chlortetracycline for leptospirosis of swine, (See § 146.26(b) (41) of this chapter.)

The following warning is required on preparations containing, per ton of feed, 400 grams of chlortetracycline:

Warning—Discontinue use 10 days before the treated animals are slaughtered for human consumption.

Dienestrol diacetate for poultry. (See § 146.26(b) of this chapter.)

Warning—Do not use in laying hens. Discontinue use 24 hours before the treated birds are slaughtered for human consumption.

Diethylstilbestrol for sheep. (See § 146.26(b) of this chapter.)

Warning—Discontinue use 48 hours before the treated animals are slaughtered for human consumption.

3,5-Dinitrobenzamide for poultry. (See § 146.26(b) of this chapter.)

Warning—Do not feed to laying hens. Discontinue use 48 hours before the treated animals are slaughtered for human consumption.

Glycarbylamide (4,5-imidazole-dicarboxamide) for chickens. (See § 146.26 (b) of this chapter.)

Warning—Do not feed to laying hens. Discontinue use 4 days before the treated chickens are slaughtered for human consumption.

Hygromycin B for swine. (See § 146.26 (b) of this chapter.)

Warning—Discontinue use 48 hours before the treated swine are slaughtered for human consumption,

Nithiazide (1-ethyl-3-(5-nitro-2-thiazo-lyl) urea) for poultry. (See § 146.26(b) of this chapter.)

Warning—Do not feed to laying hens. Discontinue use 24 hours before treated birds are slaughtered for human consumption.

Nystatin for turkeys. (See § 146.26(b) of this chapter.)

Warning—If used in laying hens, eggs are to be used for hatching purposes only.

ANTIBIOTIC-CONTAINING PREPARATIONS FOR VETERINARY USE. (See Parts 146a, 146b, 146c, 146d, and 146e of this chapter.)

All drugs containing penicillin, streptomycin, dihydrostreptomycin, chloratracycline, tetracycline, chloramphenicol, or bacitracin or any of their derivatives, labeled solely for veterinary use and bearing directions for use by the laity, are required to bear the label statement "For veterinary use only."

ANTIBIOTICS (INTRAMAMMARY). (See § 146.1(k) of this chapter.)

"Warning-Milk taken from dairy animals within _____ hours after the latest treatment for mastitis must not be used for human consumption," the blank being filled in with the number 72 unless the person who requests certification has submitted to the Commissioner information adequate to prove that milk from dairy animals treated with the drug as prepared by him contains no antibiotics after a time period that is shorter than 72 hours after the latest treatment. In such cases, the blank shall be filled in with the number 60, 48, 36, or 24, as authorized by the Commissioner. This statement shall appear on the label of the immediate container.

BACITRACIN-CONTAINING PREPARATIONS FOR VETERINARY USE ONLY. (See Part 146e of this chapter.)

All bacitracin-containing drugs labeled solely for veterinary use by the laity are required to bear the label statement "For veterinary use only."

BACITRACIN-CONTAINING OINT-MENTS. (See Part 146e of this chapter.)

All bacitracin-containing ointments are required to bear the label statements:

For use only in the prevention of infection in minor cuts and abrasions. Use of the drug should be discontinued and a veterinarian consulted if signs of infection or irritation appear.

BACITRACIN-CONTAINING PREPARATIONS WITH VASOCONSTRICTOR; BACITRACIN OPHTHALMIC. (See §§ 146e.405, 146e.408, 146e.414, 146e.424 of this chapter.)

Warning-Not for injection.

BACITRACIN- (OR ZINC BACITRA-CIN-) NEOMYCIN-POLYMYXIN POW-DER TOPICAL. (See § 146e,430 of this chapter.)

This drug is required to bear the label statement: "Not sterile."

BACITRACIN- (OR ZINC BACITRA-CIN-) POLYMYXIN OINTMENT; BAC-ITRACIN - POLYMYXIN - NEOMY-CIN OINTMENT. (See §§ 146e.409 and 146e.422 of this chapter.)

These drugs are required to bear the label statements: "For use only in the prevention of infection in minor cuts and abrasions. Use of the drug should be discontinued and a veterinarian consulted if signs of infection or irritation appear."

If they are in liquid form they also bear the statement: "Not for injection." BACITRACIN OR FEED GRADE BACITRACIN POWDER ORAL VETERINARY; BACITRACIN METHYLENE DISALICYLATE AND STREPTOMYCIN

SULFATE CAPSULES, POWDER, OR directions for use by the latty are re-TABLETS ORAL VETERINARY. (See quired to bear the label statement "For §§ 146e.417, 146e.425, 146e.426, 146e.427, 146e.428 of this chapter.)

These drugs are required to bear the label statement: "For oral veterinary use

CHLORAMPHENICOL - CONTAINING PREPARATIONS FOR VETERINARY USE ONLY. (See Part 146d of this chapter)

All chloramphenicol-containing drugs labeled solely for veterinary use and bearing directions for use by the laity are required to bear the label statement "For veterinary use only."

CHLORAMPHENICOL OPHTHALMIC. (See § 146d.304 of this chapter.)

Warning-Not for injection.

CHLORAMPHENICOL OTIC; CHLOR-AMPHENICOL TOPICAL. § 146d.308 of this chapter.)

Warning-For external use only.

CHLORAMPHENICOL SOLUTION; CHLORAMPHENICOL FOR AQUEOUS INJECTION. (See § 146d.307 of this chapter.)

The label of this drug is required to bear the statement "For intramuscular use only."

CHLORTETRACYCLINE OR TETRA-CYCLINE - CONTAINING PREPARA-TIONS FOR VETERINARY USE ONLY. (See Part 146c of this chapter.)

All drugs containing chlortetracycline or tetracycline or their derivatives, labeled solely for veterinary use and bearing directions for use by the laity, are required to bear the label statement "For veterinary use only."

CHLORTETRACYCLINE- OR TETRA-CYCLINE - CONTAINING PREPARA-TIONS FOR OPHTHALMIC, OTIC, OR ORAL USE; CHLORTETRACYCLINE-OR TETRACYCLINE - CONTAINING PREPARATIONS WITH VASOCON-STRICTOR. (See §§ 146c.206, 146c.208, 146c.215, 146c.217, 146c.226, and 146c.240 of this chapter.)

Warning-Not for injection.

CHLORTETRACYCLINE GAUZE PACKING; CHLORTETRACYCLINE DRESSING. (See §§ 146c.213 and 146c.214 of this chapter.)

These drugs are required to bear the label statement "Sterility cannot be guaranteed if package shows evidence of damage or has been previously

CHLORTETRACYCLINE ORAL VET-ERINARY (CRUDE); CHLORTETRA-CYCLINE SEED. (See §§ 146c,219 and 146c.241 of this chapter.)

These drugs are required to bear the label statement "For oral veterinary use only."

TETRACYCLINE HYDROCHLORIDE FOR INTRAMUSCULAR USE. § 146c.221 of this chapter.)

This drug is required to bear the label statement "For intramuscular use only."

PENICILLIN-CONTAINING PREPARA-TIONS FOR VETERINARY USE ONLY. (See Part 146a of this chapter.)

All penicillin-containing drugs labeled solely for veterinary use and bearing quired to bear the label statement "For veterinary use only."

BUFFERED CRYSTALLINE PENICIL-LIN. (See § 146a.37 of this chapter.)

If represented for use as a treatment for mastitis, the statement: "Important-Milk from treated segments of udders should be discarded or used for purposes other than human consumption for at least 72 hours after the last treatment."

BUFFERED PENICILIN POWDER, PENICILIN POWDER WITH BUFFERED AQUEOUS DILUENT; DI-BENZYLAMINE PENICILLIN AND PO-TASSIUM PENICILIN POWDER, BUFFERED; PENICILIN WITH VASOCONSTRICTOR. (See §§ 146a.32, 146a.51, and 146a.95 of this chapter.)

Warning-Not for injection.

CAPSULES PENICILLIN-TETRACY-CLINE PHOSPHATE COMPLEX-NOVO-BIOCINNYSTATIN VETERINARY. (See § 146a.21 of this chapter.)

This drug is required to bear the label statement, "For oral veterinary use only in the treatment of susceptible bactérial infections in dogs and cats."

CRYSTALLINE PENICILLIN-STREP-TOMYCIN- (OR DIHYDROSTREPTO-MYCIN-) POLYMYXIN-OXYTETRA-CYCLINE-CARBOMYCIN POWDER VETERINARY. (See § 146a.112 of this chapter.)

These drugs are required to bear the label statement "For udder instillations of cattle only."

EPHEDRINE PENICILLIN TABLETS. (See § 146a.49 of this chapter.)

Warning-Not for injection or oral

PENICILLIN-CONTAINING PREPARA-TIONS FOR INTRAMUSCULAR USE ONLY. (See §§ 146a.25, 146a.41, 146a.43, 146a.47, 146a.50, 146a.58, 146a.65, 146a.66, 146a.67, 146a.75, 146a.77, 146a.78, 146a.80, 146a.84, 146a.85, 146a.86, 146a.90, 146a.91, 146a.110 of this chapter.)

All these preparations are required to bear the label statement "For intramuscular use only."

PENICILLIN-CONTAINING OINT-MENTS. (See Part 146a of this chapter.)

these preparations are labeled solely for udder instillations of cattle and are packaged in glass containers, they are required to bear the label statements: "Not for injection. For udder instillations of cattle only."

PENICILLIN FOR SURFACE APPLI-CATION. (See § 146a.33 of this chap-.ter.)

If the drug is not sterile, the state-ments: "Not sterile—Not for injection— Not to be used in deep wounds or body cavities."

PENICULIN-NEOMYCIN OINTMENT. (See § 146a.62 of this chapter.)

This drug is required to bear the label statement "For udder instillations of cattle only."

PROCAINE PENICILLIN AND STREP-TOMYCIN (OR DIHYDROSTREPTO-MYCIN) IN OIL; DIBENZYLAMINE

PENICILLIN AND STREPTOMYCIN (OR DIHYDROSTREPTOMYCIN) IN OIL; PROCAINE PENICILLIN-STREP-TOMYCIN- (OR DIHYDROSTREPTO-MYCIN-) POLYMYXIN IN OIL (OR OINTMENT). (See § 146a.57, 146a.96, and 146a.108 of this chapter.)

These drugs are required to bear the label statements: "For udder instillations of cattle only" or "For subcutaneous injection in fowl only. Inject in the neck immediately behind the head."

PROCAINE PENICILLIN IN OIL; PRO-CAINE PENICILLIN AND STREPTO-MYCIN (OR DIHYDROSTREPTO-MYCIN) IN OIL; PENICILLIN-STREP-TOMYCIN- (OR DIHYDROSTREPTO-MYCIN-) NEOMYCIN IN OIL; BENZ-ATHINE PENICILLIN G IN OIL; BENZATHINE PENICILLIN G-PRO-CAINE PENICILLIN G-STREPTOMY-CIN (OR DIHYDROSTREPTOMYCIN) IN OIL. (See §§ 146a.45, 146a.52, 146a.57, 146a.100, 146a.101, 146a.102 of this chapter.)

These drugs are required to bear the label statements:

"For udder instillations of cattle only" (if intended for such use); or

"For subcutaneous injection in fowl only. Inject in the neck immediately behind the head." (if packaged and labeled solely for subcutaneous injection in fowl).

STREPTOMYCIN- AND DIHYDRO-STREPTOMYCIN-CONTAINING PREP-ARATIONS FOR VETERINARY USE ONLY. (See Part 146b of this chapter.)

All streptomycin- or dihydrostreptomycin-containing drugs or their derivatives labeled solely for veterinary use and bearing directions for use by the laity are required to bear the label statement "For veterinary use only."

STREPTOMYCIN- AND DIHYDRO-STREPTOMYCIN-CONTAINING PREP-ARATIONS FOR ORAL VETERINARY USE ONLY. (See §§ 146b.115, 146b.119. and 146b.129 of this chapter.)

These drugs are required to bear the label statement "For oral veterinary use only."

STREPTOMYCIN (OR DIHYDRO-STREPTOMYCIN) FOR INHALATION THERAPY; STREPTOMYCIN-DIHY-DROSTREPTOMYCIN FOR INHALA-TION THERAPY. (See §§ 146b.112 and 146b.125 of this chapter.)

Warning-Not for injection. For use only in the prevention or treatment of chronic respiratory disease (air-sac infection) in chickens.

STREPTOMYCIN FOR TOPICAL USE. (See § 146b.105 of this chapter.)

Caution-Not for intravenous or systemic medication.

STREPTOMYCIN- (OR DIHYDRO-STREPTOMYCIN-) PENICILLIN-SUL-FONAMIDE WITH KAOLIN AND PEC-TIN. (See § 146b.118 of this chapter.)

Warning-Not for injection.

STREPTOMYCIN (OR DIHYDRO-STREPTOMYCIN) AND PARA-AMINO-BENZOIC ACID POWDER FOR INHA-LATION THERAPY. (See § 146b.130 of this chapter.)

Warning-Not for injection.

Caution—Discontinue use 24 hours before birds are slaughtered for human consumption.

Subpart D-Devices

§ 131.25 Devices; recommended warning and caution statements.

INFRARED GENERATORS (INCLUDING HEATING PADS).

Warning—Use carefully. May cause serious burns. Do not use over insensitive skin areas or in the presence of poor circulation. The unattended use of infrared heat by children or incapacitated persons may be dangerous.

MECHANICAL MASSAGERS AND VIBRATORS.

Warning—This device should not be used over swollen or inflamed areas or skin eruptions. Do not use in unexplained calf pain. Consult physician.

STEAM OR TURKISH BATH.

Warning—Elderly persons or those suffering from heart disease or high blood pressure should not use this device unless directed by physician.

ULTRAVIOLET GENERATORS.

Warning—Wear protective goggles during use to avoid eye injury. Serious burns may be caused by exposure in excess of recommended dosage. Do not use over skin eruptions unless directed by physician.

DISPENSERS PRESSURIZED BY GASEOUS PROPELLANTS FOR DRUGS FOR EXTERNAL USE.

Warning—Contents under pressure. Do not puncture or throw into fire or incinerator. Exposure to high temperature may cause bursting.

If the preparation is flammable, the following additional statement should be included:

WARNING—FLAMMABLE. Keep away from open flame.

Where indicated, in order to prevent chilling the tissues, a caution should be included against holding the dispenser too close to the body.

The Commissioner of Food and Drugs hereby offers an opportunity to all interested persons to submit their views in writing to the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington 25, D.C., within 60 days from the date of publication of this notice in the FEDERAL REGISTER, upon the proposed order set forth above, except as to provisions of the Federal Food, Drug, and Cosmetic Act quoted in this order.

Dated: March 20, 1959.

[SEAL]

John L. Harvey, Deputy Commissioner of Food and Drugs.

[F.R. Doc. 59-2532; Filed, Mar. 25, 1959; 8:46 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[17 CFR Part 230 1

RULES AND REGULATIONS RELATING TO ASSESSABLE STOCK

Extension of Time for Submitting Comments

On March 4, 1959, the Securities and Exchange Commission in Securities Act Release No. 4040 invited all interested persons to submit their views and comments in regard to certain proposed rule changes relating to assessable stock, including a proposed new regulation (designated Regulation F) which would provide a conditional exemption for assessments and for delinquent assessment sales. It was requested that such views and comments be submitted on or before March 31, 1959. Pursuant to request, the Commission has extended the time for submitting such views and comments to May 1, 1959.

By the Commission.

[SEAL]

ORVAL L. DuBois,

Secretary.

March 20, 1959.

[F.R. Doc. 59-2550; Filed, Mar. 25, 1959; 8:49 a.m.]

NOTICES

DEPARTMENT OF THE TREASURY

Office of the Secretary

[AA 643.3]

NIACIN FROM SWEDEN

Determination of No Sales at Less Than Fair Value

March 19, 1959.

A complaint was received that niacin from Sweden was being sold to the United States at less than fair value within the meaning of the Antidumping Act of 1921.

I hereby determine that niacin from Sweden is not being, nor is likely to be, sold in the United States at less than fair value within the meaning of section 201(a) of the Antidumping Act, 1921, as amended (19 U.S.C. 160(a)).

Statement of reasons. The niacin imported from Sweden consisted of two-types, namely, USP grade and technical grade. USP niacin, identical to that sold to the United States, is sold both in the home market in Sweden and to countries other than the United States. During part of the period under consideration, the quantity sold in the home market was too small in relation to the quantity sold otherwise than for exportation to the United States to form an adequate basis of comparison. Fair value for this

period was based on the weighted average of home market and third country prices. There were some sales in which the purchase price was less than the weighted average price, but the quantities involved were minimal.

During the latter part of the period under consideration, the quantity of USP niacin sold in the home market was large enough to form an adequate basis for comparison, and home market price was used for fair value purposes. Purchase price on this basis was found to be not less than home market price. There have been no sales, on either basis, since July 1957 at a price which could be considered a dumping price.

During the entire period under consideration, technical grade niacin was made solely for export to the United States, and was not sold in the home market or to third countries. Consequently, constructed value was used for fair value purposes. Purchase price was found to be not less than constructed value.

This determination and the statement of reasons therefor are published pursuant to section 201(c) of the Antidumping Act, 1921, as amended (19 U.S.C. 160(c)).

[SEAL] A. GILMORE FLUES, Acting Secretary of the Treasury.

[F.R. Doc. 59-2559; Filed, Mar. 25, 1959; 8:50 a.m.]

[1959 Dept. Circ. 1023]

4 PERCENT TREASURY NOTES OF SERIES B-1963

Offering of Notes

MARCH 23, 1959.

I. Offering of notes. 1. The Secretary of the Treasury, pursuant to the authority of the Second Liberty Bond Act, as amended, invites subscriptions, at par and accrued interest, from the people of the United States for notes of the United States, designated 4 percent Treasury Notes of Series B-1963. The amount of the offering under this circular is \$1,500,000,000, or thereabouts. In addition to the amount offered for public subscription, the Secretary of the Treasury reserves the right to allot up to \$100,000,000 of these notes to Government Investment Accounts. The books will be open only on March 23 for the receipt of subscriptions for this issue.

II. Description of notes. 1. The notes will be dated April 1, 1959, and will bear interest from that date at the rate of 4 percent per annum, payable on a semi-annual basis on November 15, 1959, and thereafter on May 15 and November 15 in each year until the principal amount becomes payable. They will mature May 15, 1963, and will not be subject to call for redemption prior to maturity.

2. The income derived from the notes is subject to all taxes imposed under the

Internal Revenue Code of 1954. The notes are subject to estate, inheritance, gift or other excise taxes, whether Federal or State, but are exempt from all taxation now or hereafter imposed on the principal or interest thereof by any State, or any of the possessions of the United States, or by any local taxing authority.

3. The notes will be acceptable to secure deposits of public moneys. They will not be acceptable in payment of taxes.

- 4. Bearer notes with interest coupons attached will be issued in denominations of \$1,000, \$5,000, \$10,000, \$100,000, \$1,-000,000, \$100,000,000 and \$500,000,000. The notes will not be issued in registered form.
- 5. The notes will be subject to the general regulations of the Treasury Department, now or hereafter prescribed, governing United States notes.

III. Subscription and allotment. Subscriptions will be received at the Federal Reserve Banks and Branches and at the Office of the Treasurer of the United States, Washington. Commercial banks, which for this purpose are defined as banks accepting demand deposits, may submit subscriptions for account of customers, but only the Federal Reserve Banks and the Treasury Department are authorized to act as official agencies. Others than commercial banks will not be permitted to enter subscriptions except for their own account. Subscriptions from commercial banks for their own account will be received without deposit, but will be restricted in each case to an amount not exceeding 50 percent of the combined capital, surplus and undivided profits, of the subscribing bank. Subscriptions from all others must be accompanied by payment of 2 percent of the amount of notes applied for, not subject to withdrawal until after allotment. Following allotment, any portion of the 2 percent payment in excess of 2 percent of the amount of notes allotted may be released upon the request of the subscribers.

- 2. All subscribers are required to agree not to purchase or to sell, or to make any agreements with respect to the purchase or sale or other disposition of any notes of this issue, until after midnight March 23, 1959.
- 3. Commercial banks in submitting subscriptions will be required to certify that they have no beneficial interest in any of the subscriptions they enter for the account of their customers, and that their customers have no beneficial interest in the banks' subscriptions for their own account.
- 4. The Secretary of the Treasury reserves the right to reject or reduce any subscription, to allot less than the amount of notes applied for, and to make different percentage allotments to various classes of subscribers; and any action he may take in these respects shall be final. The basis of the allotment will be publicly announced, and allotment notices will be sent out promptly upon allotment.
- IV. Payment. 1. Payment at par and accrued interest, if any, for notes allotted hereunder must be made or completed

on or before April 1, 1959, or on later allotment. In every case where payment is not so completed, the payment with application up to 2 percent of the amount of notes allotted shall, upon declaration made by the Secretary of the Treasury in his discretion, be forfeited to the United States. Any qualified depositary will be permitted to make payment by credit in its Treasury tax and loan account for notes allotted to it for itself and its customers up to any amount for which it shall be qualified in excess of existing deposits when so notified by the Federal Reserve Bank of its District.

V. General provisions. 1. As fiscal agents of the United States, Federal Reserve Banks are authorized and requested to receive subscriptions, to make allotments on the basis and up to the amounts indicated by the Secretary of the Treasury to the Federal Reserve Banks of therespective Districts, to issue allotment notices, to receive payment for notes allotted, to make delivery of notes on fullpaid subscriptions allotted, and they may issue interim receipts pending delivery of the definitive notes.

2. The Secretary of the Treasury may at any time, or from time to time, prescribe supplemental or amendatory rules and regulations governing the offering. which will be communicated promptly to the Federal Reserve Banks.

[SEAL] ROBERT B. ANDERSON. Secretary of the Treasury.

[F.R. Doc. 59-2560; Filed, Mar. 25, 1959; 8:50 a.m.]

[1959 Dept. Circ. 1024]

4 PERCENT TREASURY BONDS OF 1969

Offering of Bonds

March 23, 1959.

I. Offering of bonds. 1. The Secretary of the Treasury, pursuant to the authority of the Second Liberty Bond Act, as amended, invites subscriptions. at par and accrued interest, from the people of the United States for bonds of the United States, designated 4 percent Treasury Bonds of 1969. amount of the offering under this circular is \$500,000,000, or thereabouts. In addition to the amount offered for public subscription, the Secretary of the Treasury reserves the right to allot up to \$50,000,000 of these bonds to Government Investment Accounts. The books will be open only on March 23, 1959, for the receipt of subscriptions for this issue.

II. Description of bonds. 1. The bonds now offered will be an addition to and will form a part of the series of 4 percent Treasury Bonds of 1969 issued pursuant to Department Circular No. 996, dated September 16, 1957, will be freely interchangeable therewith, and are identical in all respects therewith except that interest on the bonds to be issued under this circular will accrue from April 1, 1959. Subject to the provision for the accrual of interest from April 1, 1959, on the bonds now offered, the bonds are described in the following

quotation from Department Circular No. 996:

1. The bonds will be dated October 1, 1957, and will bear interest from that date at the rate of 4 percent per annum, payable semiannually on April 1 and October 1 in each year until the principal amount becomes payable. They will mature October 1, 1969, and will not be subject to call

for redemption prior to maturity.

2. The income derived from the bonds is subject to all taxes imposed under the Internal Revenue Code of 1954. The bonds are subject to estate, inheritance, gift or other excise taxes, whether Federal or State, but are exempt from all taxation now or hereafter imposed on the principal or interest thereof by any State, or any of the possessions of the United States, or by any local taxing authority.

3. The bonds will be acceptable to secure

deposits of public moneys.

4. Bearer bonds with interest coupons attached, and bonds registered as to principal and interest, will be issued in denominations of \$500, \$1,000, \$5,000, \$10,000, \$100,000, and \$1,000,000. Provision will be made for the interchange of bonds of different denominations and of-coupon and registered bonds, and for the transfer of registered bonds, under rules and regulations prescribed by the Secretary of the Treasury.

5. Any bonds issued hereunder which

upon the death of the owner constitute part of his estate, will be redeemed at the option of the duly constituted representatives of the deceased owner's estate, at par and accrued interest to date of payment, Pro-

vided:

(a) That the bonds were actually owned by the decedent at the time of his death; and

(b) That the Secretary of the Treasury be authorized to apply the entire proceeds of redemption to the payment of Federal estate taxes.

Registered bonds submitted for redemption hereunder must be duly assigned to "The Secretary of the Treasury for redemption, the proceeds to be paid to the District Director of Internal Revenue at for credit on Federal estate taxes due from estate of _____." Owing to the periodic closing of the transfer books and the impossibility of stopping payment of interest to the registered owner during the closed period, registered bonds received after the closing of the books for payment during such closed period will be paid only at par with a deduction of interest from the date of payment to the next interest payment date; 2 bonds received during the closed period for payment at a date after the books reopen will be paid at par prus accrued interest from the reopening of the books to the date of payment. In either case checks for the full six months' interest due on the last day of the closed period will be forwarded to the owner in due course. All bonds submitted must be accompanied by Form PD 1782,3 properly completed, signed and sworn to, and by proof of the representatives' authority in the form of a court certificate or a certified copy of the representatives' letters of appointment issued by the court. tificate, or the certification to the letters,

from any Federal Reserve Bank or from the Treasury Department, Washington, D.C.

An exact half-year's interest is computed for each full half-year period irrespective of the actual number of days in the half year. For a fractional part of any half year, computation is on the basis of the actual number of days in such half year.

² The transfer books are closed from March 2 to April 1, and from September 2 to October 1 (both dates inclusive) in each year. 3 Copies of Form PD 1782 may be obtained

must be under the seal of the court, and except in the case of a corporate representative, must contain a statement that the appointment is in full force and be dated within six months prior to the submission of the bonds, unless the certificate or letters show that the appointment was made within one year immediately prior to such submission. Upon payment of the bonds appropriate memorandum receipt will be forwarded to the representatives, which will be followed in due course by formal receipt from the District Director of Internal Revenue.

6. The bonds will be subject to the general regulations of the Treasury Department, now or hereafter prescribed, governing United States bonds.

III. Subscription and allotment. Subscriptions will be received at the Federal Reserve Banks and Branches and at the Office of the Treasurer of the United States, Washington. Commercial banks, which for this purpose are defined as banks accepting demand deposits, may submit subscriptions for account of customers, but only the Federal Reserve Banks and the Treasury Department are authorized to act as official agencies. Others than commercial banks will not be permitted to enter subscriptions except for their own account. Subscriptions from commercial banks for their own account will be received without deposit but will be restricted in each case to an amount not exceeding 5 percent of the combined amount of time certificates of deposit (but only those issued in the names of individuals, and of corporations, associations, and other organizations not operated for profit), and of savings deposits, or 15 percent of the combined capital, surplus and undivided profits, of the subscribing bank, whichever is greater. Subscriptions from States, political subdivisions or instrumentalities thereof, and public pension and retirement and other public funds also will be received without deposit. Subscriptions from all others must be accompanied by payment of 20 percent of the amount of bonds applied for, not subject to withdrawal until after allotment. Following allotment, any portion of the 20 percent payment in excess of 20 percent of the amount of bonds allotted may be released upon the request of the subscribers.

2. All subscribers are required to agree not to purchase or to sell, or to make any agreements with respect to the purchase or sale or other disposition of any bonds subscribed for hereunder, until after midnight March 23, 1959.

3. Commercial banks in submitting subscriptions will be required to certify that they have no beneficial interest in any of the subscriptions they enter for the account of their customers, and that their customers have no beneficial interest in the banks' subscriptions for their own account.

4. The Secretary of the Treasury reserves the right to reject or reduce any subscription, to allot less than the amount of bonds applied for, and to make different percentage allotments to various classes of subscribers; and any action he may take in these respects shall be final. The basis of the allotment will be publicly announced, and allotment no-

tices will be sent out promptly upon allotment.

IV. Payment. 1. Payment at par and accrued interest, if any, for bonds allotted hereunder must be made or completed on or before April 1, 1959, or on later allotment. In every case where payment is not so completed, the payment with application up to 20 percent of the amount of bonds allotted shall, upon declaration made by the Secretary of the Treasury in his discretion, be forfeited to the United States. Any qualified depositary will be permitted to make payment by credit in its Treasury tax and loan account for bonds allotted to it for itself and its customers up to any amount for which it shall be qualified in excess of existing deposits, when so notified by the Federal Reserve Bank of its District.

V. General Provisions. 1. As fiscal agents of the United States, Federal Reserve Banks are authorized and requested to receive subscriptions, to make allotments on the basis and up to the amounts indicated by the Secretary of the Treasury to the Federal Reserve Banks of the respective Districts, to issue allotment notices, to receive payment for bonds allotted, to make delivery of bonds on fullpaid subscriptions allotted, and they may issue interim receipts pending delivery of the definitive bonds.

2. The Secretary of the Treasury may at any time, or from time to time, prescribe supplemental or amendatory rules and regulations governing the offering, which will be communicated promptly to the Federal Reserve Banks.

[SEAL] ROBERT B. ANDERSON,
Secretary of the Treasury.

[F.R. Doc. 59-2561; Filed, Mar. 25, 1959; 8:50 a.m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Classification Order 35]

ALASKA

Small Tract Classification, Partial Revocation

March 19, 1959.

1. Effective April 27, 1959, Federal Register Document 50-8688, appearing in the issue for October 5, 1950, is repoked as to the following described public lands:

SEWARD MERIDIAN

T. 19 N., R. 4 W.,

Section 33: Lot 29 (That portion of former lot 3 which would be if described in terms of a normal subdivision S½NE¼ SW¼NW¼).

Containing approximately 4.9 acres.

2. The lands are located on Nancy Lake, approximately 75 railroad miles from the city of Anchorage. The Nancy Lake Area is accessible by way of the newly constructed Willow Highway and, also, by way of the Alaska Railroad. The subject land is separated from both the highway and the railroad by approximately a mile. It is accessible by boat or float plane. The northeast corner of the tract has about 50 feet of frontage

on an unnamed arm of Nancy Lake. Adequate water for domestic purposes can be obtained from the lake or from shallow dug wells. No public facilities are obtainable in the area at the present time. The climate is a favorable combination of the temperate coastal climate of south central Alaska and the extreme continental climate typical of the interior of Alaska. The winter is typically long and moderately cold and the summer is short and moderately Vegetative-cover consists of warm. spruce, bireh, and aspen upper story and high and lowbush cranberry, rose, labrador tea lower story vegetative cover. Nancy Lake is a well known recreational area with swimming, boating, and fishing in the summer months and moose hunting and ice fishing during the winter months.

3. Beginning at 10:00 a.m. on April 27, 1959, the lands described in paragraph 1, above, will become subject to application, location, offer, or selection under the public land laws subject to any existing valid rights and the requirements of applicable law. This action being the restoration of an area classified under the Small Tract Act of June 1, 1938 (52 Stat. 609, 43 U.S.C. 682a), will not change the open status of the lands insofar as mining and mineral leasing is concerned. The preference rights to veterans of World War II, the Korean Conflict, and others, granted by the Act of September 27, 1944 (58 Stat. 747; 43 U.S.C. 279-284; 43 CFR Part 181), as amended, were expended in the opening of these lands on October 17, 1950, to lease and purchase under the Small Tract Act, supra, F.R. Document 50-8688, and prior right to application, location, offer, or selection are not applicable nor granted in the subject open-This action is not a restoration ing. within the meaning implied by the Alaska Mental Health Act of July 28, 1956 (70 Stat. 709, 711, 712) nor the Alaska Statehood Act of July 7, 1958 (Pub. Law 85-508; 72 Stat. 339), therefore, priority to selection is not applicable nor granted.

4. Inquiries concerning these lands shall be addressed to Manager, Anchorage Land Office, 334 East Fifth Avenue, Anchorage, Alaska.

> Edward J. Hoffmann, Acting Operations Supervisor, Anchorage.

[F.R. Doc. 59-2534; Filed, Mar. 25, 1959; 8:46 a.m.]

[Classification 30]

ALASKA

Public Sale Act

MARCH 18, 1959.

Pursuant to the authority delegated to me under section 2.5 of Order No. 541 of April 21, 1954, Bureau of Land Management, the following described land is classified for disposal under the Alaska Public Sale Act of August 30, 1949 (63 Stat. 679; 48 U.S.C. 364x-364e) for commercial and/or industrial purposes:

U.S.S. 3233 (KODIAK AREA)

The above land will be offered for sale in accordance with regulations contained in 43 CFR 75.23 to 75.40. If no bid at the minimum acceptable price or above is made, the land may be held for future offering or the classification may be rescinded.

Edward J. Hoffmann, Acting Operations Supervisor, Anchorage.

[F.R. Doc. 59-2535; Filed, Mar. 25, 1959; 8:46 a.m.]

[Classification 28]

ALASKA

Public Sale Act

·MARCH 18, 1959.

Acres

Pursuant to the authority delegated to me under section 2.5 of Order No. 541 of April 21, 1954, Bureau of Land Management, the following described land is classified for disposal under the Alaska Public Sale Act of August 30, 1949 (63 Stat. 679; 48 U.S.C. 364e) for commercial, and/or industrial purposes:

T. 6 N., R. 11 W., S.M., Sec. 35: SE¼NW¼ Containing approximately 40 acres.

The above land will be offered for sale in accordance with regulations contained in 43 CFR 75.23 to 75.40. If no bid at the minimum acceptable price or above is made, the land may be held for future offering or the classification may be rescinded.

Edward J. Hoffmann, Acting Operations Supervisor, Anchorage.

[F.R. Doc. 59-2536; Filed, Mar. 25, 1959; 8:46 a.m.]

[Classification 29]

ALASKA

Public Sale Act

March 18, 1959.

Pursuant to the authority delegated to me under section 2.5 of Order No. 541 of April 21, 1954, Bureau of Land Management, the following described land is classified for disposal under the Alaska Public Sale-Act of August 30, 1949 (63 Stat. 679; 48 U.S.C. 364a-364e) for commercial, and/or industrial purposes:

, ,	
T. 4 N., R. 1 W., CRM.,	
Section 19: Ac	cres
Tract 1, Lot 77, 78 2	
Tract 2, Lot 83, 84 2	. 23
Tract 3, Lot 85, 861	. 61
Tract 4, Lot 107, 108, 109, 110,	
E1/2SW1/4SW1/4SE1/4SE1/43	
Tract 5, NW1/4SW1/4SE1/4SE1/4 2	50
Tract 6, SW4NW4SE4SE4 2	
Tract 7, NW14NW14SE14SE14 2	. 50

The above land will be offered for sale in accordance with regulations contained in 43 CFR 75.23 to 75.40. If no

bid at the minimum acceptable price or above is made, the land may be held for future offering or the classification may be rescinded.

> Edward J. Hoffmann, Acting Operations Supervisor, Anchorage.

[F.R. Doc. 59-2537; Filed, Mar. 25, 1959; 8:47 a.m.]

ALASKA

Notice of Proposed Withdrawal and Reservation of Land, Amended

March 20, 1959.

Notice of the proposed withdrawal and reservation of land for the Bureau of Public Roads in the Anchorage Land District, Alaska, was published in the Federal Register on February 10, 1959, Volume 24, Number 28. The area embraced by this application, which is identified by serial number, Anchorage 033714, has been amended to include the following:

Tract C

A tract of land located near Nikolski, on Umnak Island, Aleutian Islands, Alaska; more exactly described as follows:

Commening at latitude 52°56′21.081″ N., longitude 168°51′42.335″ W., identical with triangulation monument "Astro"; thence N. 32°00′ E.; 5,150 feet, more or less, to the point of beginning, thence North 1,000 feet; thence East 1,000 feet; thence South 1,000 feet; thence West 1,000 feet; to the point of beginning.

Containing 22.96 acres, more or less.

GEORGE E. M. GUSTAFSON, Acting Operations Supervisor, Anchorage.

[F.R. Doc. 59-2539; Filed, Mar. 25, 1959; 8:47 a.m.]

ALASKA

Notice of Proposed Withdrawal and Reservation of Land; Amendment

The notice of the proposed withdrawal and reservation of land for the Bureau of Land Management in the Anchorage Land District, Alaska, was published in the Federal Register on February 27, 1959 in Volume 24, Number 40 on Page 1475 and 1476. The bearing given on line 4 of the metes and bounds description of N. 36°50′ W. 200 feet is in error and is hereby corrected to read N. 86°50′ W. 200 feet to a point.

EDWARD J. HOFFMANN,
Acting Operations Supervisor,
Anchorage.

[F.R. Doc. 59-2540; Filed, Mar. 25, 1959; 8:47 a.m.]

COLORADO

Notice of Proposed Withdrawal and Reservation of Lands

March 18, 1959.

The United States Forest Service of the Department of Agriculture has filed an

application, Serial Number Colorado 023760, for the withdrawal of the lands described below from location and entry under the General Mining Laws, subject to existing valid claims.

The applicant desires the land for a campground and an administrative site.

For a period of thirty days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management, Department of the Interior, Colorado State Office, 339 New Custom House, P.O. Box 1018, Denver 1, Colorado.

If circumstances warrant it, a public 'hearing will be held at a convenient time and place, which will be announced.

The determination of the Secretary of the Interior on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

. The lands involved in the application are:

SIXTH PRINCIPAL MERIDIAN, COLORADO

GUNNISON NATIONAL FOREST

Dorchester Administrative Site

T. 12 S., R. 83 W.,

Sec. 28, S½SE¼SE¼ and SE¼SW¼SE¼; Sec. 33, NE¼NE¼NE¼, W½NE¼NE¼, and E½NW¼NE¼.

Total area 80 acres.

WHITE RIVER NATIONAL FOREST

Osgood Campground

T. 10 S., R. 88.W.,

Sec. 9, NW 48W 4 and NW 48W 48W 4.
Total area 50 acres.

The total areas in Gunnison and White River National Forests aggregate 130 acres.

J. ELLIOTT HALL, Lands and Minerals Officer.

[F.R. Doc. 59-2542; Filed, Mar. 25, 1959; 8:47 a.m.]

COLORADO

Notice of Proposed Withdrawal and Reservation of Lands

March 18, 1959.

The United States Forest Service of the Department of Agriculture has filed an application, serial number Colorado 024418, for the withdrawal of the lands described below from location and entry under the General Mining Laws, subject to existing valid claims.

The applicant desires the land for use for picnic grounds, campground and recreation areas in Routt National Forest.

For a period of thirty days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management, Départment of the Interior, Colorado State Office, 339 New Custom House, P.O. Box 1018, Denver 1, Colorado.

If circumstances warrant it, a public hearing will be held at a convenient time and place, which will be announced.

The determination of the Secretary of the Interior on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

The lands involved in the application are:

SIXTH PRINCIPAL MERIDIAN, COLORADO

ROUTT NATIONAL FOREST

Dry Lake Campground T. 7 N., R. 84 W.,

Sec. 26, S1/2NW1/4 and N1/2SW1/4.

Blacktail Creek Recreation Area

T. 1 N., R. 82 W.,

Sec. 9, S1/2 NE1/4 and N1/2 SE1/4.

Slater Park Picnic Area

T. 10 N., R. 87 W. Sec. 23, NE1/4NE1/4.

Rock Creek Recreation Area

T. 1 N., R. 82 W.,

Sec. 6, lot 22 and SW14SE14; Sec. 7, lots 5 to 11, inclusive, and E1/2 NE1/4.

Saw Mill Creek Picnic Area

T. 9 N., R. 89 W.,

Sec. 12, NW 1/4 NW 1/4.

Lynx Pass Recreation 'Area

T. 2 N., R. 83 W., Sec. 27, SE1/4; Sec. 34, N1/2 NE1/4.

The above areas aggregate 920 acres.

J. ELLIOTT HALL, Lands and Minerals Officer.

[F.R. Doc. 59-2543; Filed, Mar. 25, 1959; 8:47 a.m.l

[W-033321

WASHINGTON

Notice of Filing of Plat of Survey and Order Providing for Opening of **Public Lands**

March 20, 1959.

Plat of survey of the lands described below, accepted July 21, 1958, will be officially filed in the Land Office, Bureau of Land Management, Spokane, Washington, effective 10:00 a.m. on May 6, 1959.

WILLAMETTE MERIDIAN, WASHINGTON

T. 36 N., R. 8 E.,

Sec. 4: Lots 3, 4, S½NW¼; Sec. 5: Lots 1, 2, 3, 4, S½N½; Sec. 6: Lots 1, 2, S½NE¼.

Containing 519.54 acres.

This plat represents an extension by protraction to complete the survey of T. 36 N., R. 8 E., W.M., and is based upon the survey of the north boundary and subdivisions as shown on the plat approved May 25, 1893. The land is rough and mountainous containing some timber.

All the land in Section 5 above was withdrawn for the Washington Na-tional Forest by Presidential Proclamation of February 22, 1897, and is now located in the Mount Baker National Forest.

No application may be allowed under the homestead or small tract or any other nonmineral public land laws unless the lands have already been classified as valuable or suitable for such type of application or shall be so classified upon consideration of an application. Any application that is filed will be considered on its merit. The lands will not be subject to occupancy or disposition until they have been classified.

Applications and selections under nonmineral public land laws and applications and offers under the mineral leasing laws may be presented to the Manager, mentioned below, beginning on the date of this order. Such applications, selections, and offers will be considered as filed on the hour and respective dates shown for the various classes enumerated in the following paragraphs:

1. Applications by persons having prior existing valid rights, preference rights conferred by existing laws, or equitable claims subject to allowance and confirmation will be adjudicated on the facts presented in support of each claim or right. All applications presented by persons other than those referred to in this paragraph will be subject to the applications and claims mentioned in this paragraph.

2. All valid applications, under the Homestead and Small Tract Laws, by qualified veterans of World War II or of the Korean conflict, and by others entitled to preference rights under the act of September 27, 1944 (58 Stat. 747; 43 U.S.C. 274-284 as amended), presented prior to 10:00 a.m., May 6, 1959, will be considered as simultaneously filed at that hour. Rights under such preference right applications filed after that hour and before 10:00 a.m. on August 6, 1959. will be governed by the time of filing.

3. All valid applications and selections under the nonmineral public land laws, other than those coming under paragraphs (1) and (2) above, and applications and offers under the mineral leasing laws, presented prior to 10:00 a.m., on August 6, 1959, will be considered filed simultaneously at that hour. Rights under such applications and selections filed after that hour will be governed by the time of filing.

All inquiries relating to the lands should be addressed to the Manager, Land Office, Bureau of Land Management, Department of the Interior, Room 680 Bon Marche Building, Spokane 1, Wash.

> ERLING A. OLSON, Acting Manager.

[F.R. Doc. 59-2544; Filed, Mar. 25, 1959; 8:48 a.m.]

ALASKA

Notice of Proposed Withdrawal and Reservation of Lands

The National Park Service has filed an application, Serial No. J-011469, for the withdrawal of the lands described below, from all forms of appropriation including the mining laws, the mineral leasing laws, and laws pertaining to the disposition of materials. The applicant

desires the land for use as a headquarters site in connection with the combined administration of the Sitka and Glacier Bay National Monuments.

For a period of 30 days from the date of publication of this notice, persons having cause may present their objections in writing to the undersigned official of the Bureau of Land Management, Department of the Interior, P.O. Box 2511, Juneau, Alaska.

If circumstances warrant it, a public hearing will be held at a convenient time and place, which will be announced.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

The lands involved in the application are: Located near Juneau on Indian Point— Beginning at Meander Corner No. 2 of U.S. Survey 1370; Thence running North 28°06' East 606.0 feet to Meander Corner No. 1 of U.S. Survey 1370 to Corner No. 2; Thence North 78°57' East 500.0 feet to Corner No. 3; Thence South 2067.8 feet to a point near the mean high water line as Corner No. 4; Thence along mean high water line North 50°07'30" West 450.8 feet to Corner No. 5; Thence continuing along mean high water line North 24°31'30" West 418.2 feet to Corner No. 6; Thence continuing along mean high water line North 1°52' West 500.3 feet to Corner No. 7; Thence continuing along the mean high water line, North 41°54' West 358.9 feet to the point of beginning. This tract contains approximately 23.29 acres.

> JOHN E. MOON, Jr., Acting Operations Supervisor.

[F.R. Doc. 59-2545; Filed, Mar. 25, 1959; 8:48 a.m.]

NEVADA

Notice of Cancellation of Proposed Withdrawal and Reservation of Lands

March 18, 1959.

The Bureau of Land Management's proposal to withdraw the land described below, notice of which was published in the Federal Register on March 12, 1959 (F.R. Doc. 59-2094), Serial Number Nevada 051062, is hereby cancelled.

Effective on publication of this notice in the Federal Register, the land will no longer be subject to the segregative effect of the application.

MOUNT DIABLO MERIDAN, NEVADA

T. 20 N., R. 19 E., Sec. 21, S1/2 NE1/4 NE1/4 NE1/4.

The area described contains 5 acres.

W. REED ROBERTS. Acting State Supervisor.

[F.R. Doc. 59-2547; Filed, Mar. 25, 1959; 8:48 a.m.]

VARIOUS OFFICIALS AND **EMPLOYEES**

Notice of Designation; Amendment

Effective March 9, 1959, paragraph 2 of the Federal Register Document No. 57-1158, appearing on page 965 of Volume 22, Number 32 published February 15, 1957, as amended by the Federal Register Document No. 58-6158 appearing on page 6001 of Volume 23, Number 154 published August 7, 1958, is hereby amended as follows:

1. Under authority conferred by the Director's order No. 615, June 12, 1956, and amendments No. 1 and 2, the Acting Area Administrator, the Area Administrative Officer, and the Area Property and Supply Officer are authorized to enter into all types of contracts for construction, equipment, supplies and materials, non-personal and/or professional services, real estate leases, and any other types of prescribed procurement action irrespective of amount involved.

2. Also pursuant to the above order, the following classes of Area 1 employees are authorized, unless specifically limited or restricted by their supervisors, to procure day-to-day needs of supplies, materials, small tools, and non-personal services with monetary limitation on each individual transaction as indicated:

	Other Federal agencies FSS	Open n	arket trai	sactions	
Working titles	schedule or other approved contracts	P.O. 4-140	P.O. S.F. 44	Credit card	Cash
State supervisors	No limit	\$1,000 1,000 1,000 1,000 X X X 500 1,000 1,000 X X X	\$500 500 500 500 1100 100 500 x x x	\$50 50 50 50 50 x x 50 x x	60000000000000000000000000000000000000

- $^{\rm I}$ As specifically authorized by State Supervisor or District manager. $^{\rm 2}$ Imprest fund cashiers only.
- 3. The acquisition of capitalized equipment or other agency excess property is limited to aforementioned Area Office personnel, except as may be specifically authorized in individual cases.
- 4. Procurement actions exercised hereunder shall conform with all applicable procedures, regulations, and statutory requirements and are subject both to availability of appropriated funds and quarterly apportionments. A heavy equipment repair in excess of \$1000 shall first receive Area Office clearance. Where conditions warrant and upon request, open-market purchase authority up to \$2500 may be granted for unusual cases.
- 5. During absences of any of the Area, State, or District Staff Officers referred to herein, the person formally designated to act in his stead shall have the same authority now specified.
- 6. Nothing in this order is intended to restrict emergency procurement of supplies and equipment necessary for the suppression of fire endangering Government property as defined by the Bureau of Land Management Fire Danger Rating System.

LEON R. NADEAU, Acting Area Administrator, Area 1, Bureau of Land Management.

[F.R. Doc. 59-2538; Filed, Mar. 25, 1959; 8:47 a.m.1

Bureau of Mines **VARIOUS OFFICIALS**

Delegation of Authority to Execute Contracts

Paragraph .4A, Federal Register Document No. 56-1353 (21 F.R. 1205) (Bureau of Mines Manual, subparagraph 205.2.4A) is hereby amended to read as follows:

4A Redelegations of authority to execute contracts. Pursuant to the authority conferred upon the Director, Bureau of Mines, by the Secretary of the Interior in Order No. 2509, as amended, the following redelegations are hereby made:

(1) Designated officials. The following officials may enter into contracts for supplies, equipment and services in amounts not to exceed \$100,000 for any one contract:

Assistant Director—Programs. Assistant Director—Hellum. Assistant Director—Health and Safety.

Chief, Division of Administration, Washington Office.

Chief, Division of Anthracite, Washington Office.

Each Regional Director, Regions I, II, III, IV, and V.

- (2) Further redelegation. The officials listed above may redelegate the authority delegated to them by this subparagraph. Each redelegation shall be published in the FEDERAL REGISTER.
- (3) Approval by Director. Unless approval by the Director is specifically required by statute, his approval is not a condition precedent to the execution of a contract or purchase order as hereby authorized: however, any official mentioned above may request the Director's approval of any proposed contract.

Dated: March 20, 1959.

MARLING J. ANKENY, Director, Bureau of Mines.

[F.R. Doc. 59-2548; Filed, Mar. 25, 1959; 8:48 a.m.1

National Park Service MIKVEH ISRAEL CEMETERY

Designation as Unit of Independence National Historical Park

Whereas the Mikveh Israel Cemetery, located in Philadelphia, Pennsylvania, contains the graves of Haym Salomon and other outstanding patriots of the Revolutionary War who played impor-

tant roles in the early history of the United States; and

Whereas an act of Congress approved August 6, 1956 (70 Stat. 1074), provides for the designation of Mikveh Israel Cemetery in Philadelphia, Pennsylvania, as a unit of the Independence National Historical Park; and

Whereas section 2 of the said act provides that it shall become effective when the Mikveh Israel Congregation, through its duly authorized representatives, has executed an agreement in terms and conditions satisfactory to the Secretary of the Interior, providing for the continuing administration, care, and maintenance without expense to the United States of the Mikveh Israel Cemetery; and

Whereas the Mikveh Israel Congregation, through its duly authorized representatives, has executed an agreement pertaining to administration, care, and maintenance of the cemetery as aforesaid:

Now, therefore, I, by virtue of and pursuant to the authority contained in section 2 of the act of August 6, 1956, supra, do hereby designate as a part of Independence National Historical Park the Mikveh Israel Cemetery of Philadelphia, Pennsylvania.

Dated this 7th day of March 1959,

FRED A. SEATON. Secretary of the Interior.

[F.R. Doc. 59-2549; Filed, Mar. 25, 1959; 8:49 a.m.]

DEPARTMENT OF COMMERCE

Federal Maritime Board GRACE LINE, INC.

Notice of Application

Notice is hereby given that Grace Line Inc. seeks the privilege to carry southbound cargo and passengers from U.S. Atlantic ports to Port-au-Prince, Haiti, on C-2 combination vessels operating on Trade Route No. 4.

Any person, firm or corporation having any interest in such application and desiring a hearing on issues pertinent to section 605(c) of the Merchant Marine Act, 1936, as amended, 46 U.S.C. 1175, should by the close of business on April 10, 1959, notify the Secretary, Federal Maritime Board in writing in triplicate, and file petition for leave to intervene in accordance with the rules of practice and procedure of the Federal Maritime

If no request for hearing and petition for leave to intervene is received within the specified time, or if the Federal Maritime Board determines that petitions to intervene filed within the specified time do not demonstrate sufficient interest to warrant a hearing, the application will be processed without a hearing.

By order of the Federal Maritime Board.

Dated: March 23, 1959.

JAMES L. PIMPER, Secretary.

[F.R. Doc. 59-2562; Filed, Mar. 25, 1959; 8:51 a.m.7

Office of the Secretary **EUBERT F. TAGGERT**

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b) (6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my finacial interests as reported in the FEDERAL REGISTER during the past six months:

A. Deletions. No change. B. Additions. No change.

This statement is made as of March 15, 1959.

EUBERT F. TAGGERT.

MARCH 15, 1959.

·[F.R. Doc. 59-2563; Filed, Mar. 25, 1959; 8:51 a.m.]

ALASKA INTERNATIONAL RAIL AND HIGHWAY COMMISSION

ORGANIZATION AND FUNCTIONS

The Alaska International Rail and Highway Commission (hereinafter called the Commission) was established by the Act of Congress entitled "An Act to Establish an Alaska International Rail and Highway Commission) (70 Stat. 888) as amended (48 U.S.C. 338), for the purpose of studying "the economic and military advantages of additional highway and rail transportation facilities connecting continental United States with central Alaska;" The results of its studies and its recommendations will be submitted to the Congress.

The Commission consists of five (5) Members of the Congress of the United States, not more than three of whom are members of the same political party; four (4) members from the executive branch of the government, one each from the Departments of State, Interior, Commerce and Army; and three (3) public members. Members of the Commission serve without compensation but are reimbursed for travel, subsistence and

other authorized expenses.

The Commission employs a staff without regard to the civil service laws and the Classification Act of 1949, consisting of an Executive Director and an Administrative Assistant. The Associate Solicitor for the Office of Territories, The National Park Service and The Fish and Wildlife Service, Department of Interior, acts as General Counsel. The Commission is authorized to utilize the facilities. information and personnel of the agencies of the executive branch of the government, and said agencies are authorized to furnish such assistance.

The Commission is authorized in carrying out its duties to hold hearings and take testimony. Any member of the Commission may administer oaths or affirmations to witnesses appearing before the Commission. Interested persons may secure information or make submittals or requests at the offices of the Commission, Room 509, 718 Jackson Place NW., Washington 25, D.C., telephone Sterling 3-0860, Extension 3014.

> WARREN G. MAGNUSON, Acting Chairman.

[F.R. Doc. 59-2518; Filed, Mar. 25, 1959; 8:45 a.m.]

CIVIL AERONAUTICS BOARD

TURBO-JET SERVICES

Inquiry Concerning Pricing

March 20, 1959.

Notice is hereby given that the Civil Aeronautics Board solicits the views, comments and statements of interested persons as to the pricing of turbo-jet services in air transportation for consideration by the Board. Submittals in response hereto should be mailed (original and nine copies) to the Docket Section, Civil Aeronautics Board, Washington 25, D.C., within 60 days after publication of this notice in the FEDERAL REGISTER.

The Board, by Order No. E-13417 of January 22, 1959, in a proceeding docketed as No. 10142, vacated its earlier suspension of the extra charges which American Airlines, Inc., had proposed for coach service in its Boeing 707 jet flights.1 These extra charges range from \$3.00 to \$10.00 between Chicago, on the one hand, and Los Angeles, New York, Newark, Oakland, and San Francisco, on the other, and between New York and Newark, on the one hand, and Los Angeles, Oakland, and San Francisco, on the other.

That order stated:

Our action with respect to these tariffs, of course, should not be construed as a final determination of the complex pricing problems that may attend the introduction of commercial jet air service. As regards domestic air transportation, there is, of course, no actual experience with these aircraft. Final resolution of these problems will depend on the development of substantially more data than are presently available to the Board. This matter is already a part of a broad study, commenced several months ago by the Board's staff, at the Board's direction. The staff has today been instructed to expedite that portion of such study as it deals with the problem of fare differentials involving jet equipment. If a further order is required in this connection, it will be issued shortly.

The transition to jet services and integration of such service into the fare structure in an economically sound manner presents a difficult and complex problem about which differing views have been expressed. The inauguration of turbo-jet operations by additional carriers in the near future and the fact that many domestic passenger tariffs expire on July 31, 1959, means that this pricing problem will be before the Board again within the next several months.

The Board believes that, in addition to the information to be obtained by its staff in connection with the broad study of jet operations, it requires data which would not be available in the carriers' Form 41 reports in time to be of use or would not ordinarily be reported at all. Therefore, the Board has directed its staff to contact the carriers informally for the purpose of obtaining such data. It is true that by the time this matter is again before the Board the volume of jet experience will be relatively small and not necessarily representative of longer term circumstances. Nevertheless, such actual cost and traffic data as are available will be useful. Accordingly, the Board hopes to have the cooperation of the carriers concerned in the assembly of the maximum amount of relevant data on as current a basis as possible. addition, the Board desires to have the benefit of the views of interested carriers whether or not they are currently engaging in jet services as well as the views of any interested person as to the proper method of pricing such services.

Dated at Washington, D.C., March 20. 1959.

By the Civil Aeronautics Board.

[SEAL]

MABEL MCCART. Acting Secretary.

[F.R. Doc. 59-2565; Filed, Mar. 25, 1959; 8:51 a.m.]

[Docket No. 9975]

BRITISH OVERSEAS AIRWAYS CORP.

Notice of Hearing

The hearing in the above-entitled proceeding as reopened is hereby assigned to be held on March 30, 1959, at 10:00 a.m., e.s.t., in Room 911, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C., before Examiner Ferdinand D. Moran.

Dated at Washington, D.C., March 19,

[SEAL]

Francis W. Brown, Chief Examiner.

[F.R. Doc. 59-2566; Filed, Mar. 25, 1959; 8:51 a.m.1

[Docket No. 10267]

LINEAS AEREAS COSTARRICENSES, S.A.

Notice of Prehearing Conference

In the matter of the application of Lineas Aereas Costarricenses, S.A. for a renewal of its temporary foreign air carrier permit authorizing it to engage in foreign air transportation with respect to persons, property and mail between the terminal point San Jose, Costa Rica; the intermediate points Managua, Nicaragua, and Cayman Islands, British West Indies, and the terminal point Miami, Florida: and between the terminal point San Jose, Costa Rica; the intermediate points Tocumen Airport, Panama City, Panama, and Curacao, N.W.I., and the terminal point San Juan, Puerto Rico.

Notice is hereby given that a prehearing conference in the above-entitled matter is assigned to be held on March 31, 1959, at 10:00 a.m., e.s.t., in Room 513, Universal Building, Connecticut and

¹ Agent J. B. Walker's C.A.B. No. 44.

Florida Avenues NW., Washington, D.C., before Examiner James S. Keith.

Dated at Washington, D.C., March 19,

[SEAL]

Francis W. Brown, Chief Examiner.

[F.R. Doc. 59-2567; Filed, Mar. 25, 1959; 8:51 a.m.]

FEDERAL POWER COMMISSION

[Docket No. G-14799 etc.]

MONSANTO CHEMICAL CO. ET AL. Notice of Applications and Date of Hearing -

March 19, 1959.

In the matters of Monsanto Chemical Company, Docket No. G-14799; Coastal States Gas Producing Company, Docket No. G-15363; Sinclair Oil & Gas Company, Docket No. G-15373; William Gruenerwald, Operator, et al., Docket No. G-15382; Gordon Street, Inc., Docket No. G-15302. No. G-15392; R. L. Foree, Docket No. G-15393; Slick Oil Corporation, Operator,5 Docket No. G-15397; George C. Bagnall et al. Docket No. G-15400; Greenville Gasoline Co., Inc., Operator, Docket No. G-15402; The Atlantic Refining Company, Operator, Docket No. G-15403; R. H. Adkins, Docket No. G-15406; Bone Creek Development Company, Docket No. G-15494; J. C. Cunningham Gas Company (by Winnie Fae Morris, Agent), Docket No. G-15497; William Kerns Oil & Gas Co., Docket No. G-15498; L. W. Prunty, Docket No. G-15499.

Take notice that each of the above applicants has filed an application for a certificate of public convenience and necessity, pursuant to section 7 of the Natural Gas Act, authorizing each to render service as hereinafter described, subject to the jurisdiction of the Commission, all as more fully represented in the respective applications, which are on file with the Commission and open to public inspection.

Docket No.; Field and Location; Purchaser; and Related FPC Gas Rate Schedule

G-14799; Fincham Field, Beaver County, Okla.; Northern Natural Gas Co.; Monsanto Chemical Co. No. 27.

G-15363; Premont Field, Jim Wells County, Tex.; Trunkline Gas Co.; Coastal States Gas Producing Co., Supplement Nos. 1

G-15373; Gist Field, Newton County. Tex.; Texas Eastern Transmission Corp.; Sinclair Oil & Gas Co., Supplement Nos. 15 to 61.

G-15382; Hockett Pool Field, Meade County, Kans; Northern Natural Gas Co.; William Gruenerwald, operator, et al., No. 3 and Supplement No. 1.

G-15392; Lick Branch Field, San Jacinto and Liberty Counties, Tex.; Tennessee Gas Transmission Co.; Gordon Street, Inc., No. 1.

G-15393; Spraberry Trend Field, Midland and Upton Counties, Tex.; El Paso Natural Gas Co.; R. L. Foree, No. 1 and Supplement Nos. 1 through 4.

G-15397; Witte Field, Jackson and Victoria Counties, Tex.; Tennessee Gas Transmission Co.; Slick Oil Corp., operator, No. 8 and Supplement No. 1.

See footnotes at end of document.

G-15400; Bloomington Field, Victoria County, Tex.; United Gas Pipe Line Co.; George C. Bagnall, et al., No. 1 and Supplement Nos. 1 and 2.

G-15402; Northeast Greenville Field, Love County, Okla.; Lone Star Gas Co.; Greenville Gasoline Co., Inc., operator, No. 1.

G-15403; Willow Springs Field, Gregg County, Tex.; Texas Eastern Transmission Corp.; The Atlantic Refining Co., operator, No. 187 and Supplement No. 1.

G-15406; Buffalo Field, Logan County. W. Va.; Hope Natural Gas Co.; R. H. Adkins, No. 13.

G-15494; Berea Field, Ritchie County, W. Va.; Hope Natural Gas Co.; Bone Creek Development Co., No. 1.

G-15497; Murphy District, Ritchie County, W. Wa.; Hope Natural Gas Co.; J. C. Cunningham Gas Co., No. 1.

G. T. W. Prunty No. 1.

G-15498; Murphy District, Ritchie County, W. Va.; Hope Natural Gas Co.; William Kerns Oil & Gas Co., No. 1.

G-15499; Old Frunty Field, Union District, Ritchie County, W. Va.; Hope Natural

Gas Co.; L. W. Prunty, No. 1.

These related matters should be heard on a consolidated record and disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by Sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on April 22, 1959, at 9:30 a.m., e.s.t., in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D.C., concerning the matters involved in and the issues presented by such applications: Provided, however, That the Commission-may, after a noncontested hearing, dispose of the pro-ceedings pursuant to the provisions of § 1.30(c) (1) or (2) of the Commission's rules of practice and procedure. Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicants to appear or be represented at the hearing.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D.C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before April 10, 1959. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

[SEAL] JOSEPH H. GUTRIDE, Secretary.

¹ Application covers an amendatory agree--ment dated February 4, 1958, which dedicates additional gas to a basic gas sales contract dated June 19, 1956. Applicant was author-ized in Docket No. G-10937 to sell gas under the basic contract. Applicant proposes to purchase said additional supply from Magnolia Petroleum Company, Sinclair Oil & Gas Company and Sunray Mid-Continent Oil Company. Magnolia and Sinclair have been authorized to sell gas to Applicant in Docket Nos. G-13275 and G-13330 respectively, and Sunray has requested such authorization in pending Docket No. G-13365.

² Sinclair Oil & Gas Company, non-operator, is filing for its 50 percent working interest in the subject lease to be sold pursuant to an amendatory agreement dated October 10, 1957, which adds acreage to a basic gas sales contract dated June 9, 1952, as amended, between American Republics Corporation (predecessor in interest to Sinclair), et al., Sellers, and Texas Eastern, buyer.

William Gruenerwald, Operator, is filing for himself and as agent for the following coowners: Mrs. Mabel Greene Myers, Mrs. Helen M. McLoraine, Marshall Davis, M. Herbert Gordon, Charles C. Gordon, P. T. Phillips, Mrs. Mildred J. Sides, Raymond M. Sides, Seymour Waldman, Irwin D. Harris, Mrs. Florence R. Miller and Edgar R. Miller, Trustee (for Robert H. Miller). Application covers a basic gas sales contract dated January 29, 1958 to which contract Operators ary 29, 1958, to which contract Operator is the only signatory seller party, and a ratification agreement, dated April 21, 1958, which ratifies the terms of and adds additional acreage to the subject basic contract. All of the above-named co-owners are signatory seller parties to the ratification agreement, also signed by Buyer.

Application involves a sale of casinghead gas pursuant to a basic gas sales contract dated May 2, 1957, and four amendatory agreements dated June 4, 1957, June 10, 1957, July 10, 1957 and July 23, 1957, adding addi-

tional acreage thereto.

5 Slick Oil Corporation, (formerly Slick Oil. Company, Ltd.), Operator, is filing for itself and as operator lists in the application, to-gether with the percentage of working intergether with the percentage of working interest of each, the following non-operators: Champlin Oil and Refining Company, (formerly The Chicago Corporation) and Buford Goodwin. Applicant acquired its interest in the subject acreage by assignment from Champlin and proposes to sell its share of the production under a ratification agreement dated May 21, 1958 of a basic gas sales contract dated September 30, 1955, between The Chicago Corporation (now Champlin) seller, and Tennessee, Buyer. Applicant is a signatory party to the subject ratification agreement also signed by Buyer. Champlin was authorized in Docket No. G-9492 to sell gas under the basic contract.

George C. Bagnall is filing for himself and on behalf of Floyd E. Holbert and Golia Pearl Awalt. All are signatory seller parties to the

subject gas sales contract.

7 Greenville Gasoline Co., Inc., Plant Operator, is filing for itself and as plant op-erator lists in the application the names of 23 producers from whom it purchases casinghead gas for processing. Producers receive as payment a percentage of the revenues re-ceived from the sale of the residue gas.

⁸ The Atlantic Refining Company, Operator, is filing for itself and, as operator, lists in the application the names and percentages of working interest owned by 25 non-operators. Atlantic is the only signatory seller party to the subject gas sales contract.

Bone Creek Development Company is a partnership consisting of 84 individuals. Willard E. Ferrell is a signatory seller party to the subject gas sales contract, and the remaining 83 partners are also signatory seller parties through the signature of Willard E. Ferrell who has signed the contract as Attorney-in-Fact for said individuals. 10 J. C. Cunningham Gas Company is a partnership consisting of Winnie Fae Morris. Russell G. Beall and Mary Margaret Beall. All are signatory seller parties to the subject

[F.R. Doc. 59-2525; Filed, Mar. 25, 1959; 8:46 a.m.]

gas sales contract.

[Docket No. G-17502]

CITIES SERVICE GAS CO.

Notice of Application and Date of Hearing

March 19, 1959.

Take notice that on January 12, 1959, Cities Service Gas Company (Applicant)

filed in Docket No. G-17502 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of field facilities to enable Applicant to take into its certificated main pipeline system natural gas which will be purchased from producers in the general area of its existing transmission system from time to time during the calendar year 1959, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

The purpose of the present proposal is to augment Applicant's ability to act with reasonable dispatch in contracting for and attaching to its pipeline system new supplies of natural gas in various producing areas generally co-extensive *

with its system.

The total cost of all projects for which authorization is sought herein is not to exceed \$500,000, with no single project to exceed a cost of \$100,000.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations and

to that end:

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on April 15. 1959, at 9:30 a.m., e.s.t., in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D.C., concerning the matters involved in and the issues presented by such application: Provided, however, that the Commission may, after a non-contested hearing, dispose of the proceedings pursuant to the provisions of § 1.30(c) (1) or (2) of the Commission's rules of practice and procedure. Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D.C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before April 8, 1959. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a re-

quest therefor is made.

[SEAL]

JOSEPH H. GUTRIDE. Secretary.

[F.R. Doc. 59-2526; Filed, Mar. 25, 1959; 8:46 a.m.]

[Docket No. G-17988]

ATLANTIC REFINING CO. ~

Order for Hearing and Suspending Proposed Change in Rate

March 20, 1959.

The Atlantic Refining Company (Atlantic) on February 19, 1959, tendered for filing a proposed change in its pres-

ently effective rate schedule 1 for the sale of natural gas subject to the jurisdiction of the Commission. The proposed change, which constitutes an increased rate and charge, is contained in the following designated filing:

Description: Notice of change, dated Feb-

ruary 18, 1959.
Purchaser: Natural Gas Pipeline Co. of America.

Rate schedule designation: Supplement No. 3 to Atlantic's FPC Gas Rate Schedule

Effective date: March 22, 1959 (stated effective date is the first day after the required thirty days' notice).

In support of the proposed periodic increased rate, Atlantic states that the increased price was part of the initial consideration under the contract which was arrived at through arm's-length bargaining, and that the price is less than the going price in the area. Atlantic states that the increase is necessary to encourage further exploration and development and that without such periodic increases it would not have entered into the long term contract.

The increased rate and charge so proposed has not been shown to be justified, and may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

The Commission finds: It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the Commission enter upon a hearing concerning the lawfulness of the proposed change, and that Supplement No. 3 to Atlantic's FPC Gas Rate Schedule No. 172 be suspended and the use thereof deferred as hereinafter ordered.

The Commission orders:

- (A) Pursuant to the authority of the Natural Gas Act, particularly sections 4 and 15 thereof, the Commission's rules of practice and procedure, and the regulations under the Natural Gas Act (18 CFR Ch. I), a public hearing shall be held upon a date to be fixed by notice from the Secretary concerning the lawfulness of the proposed increased rate and charge contained in Supplement No. 3 to Atlantic's FPC Gas Rate Schedule No. 172.
- (B) Pending hearing and decision thereon, the supplement is hereby suspended and the use thereof deferred until August 22, 1959, and thereafter until such further time as it is made effective in the manner prescribed by the Natural Gas Act.
- (C) Neither the supplément hereby suspended nor the rate schedule sought to be altered shall be changed until this proceeding has been disposed of or until the period of suspension has expired, unless otherwise ordered by the Commission.
- (D) Interested State commissions may participate as provided by §§ 1.8 and 1.37(f) of the Commission's rules of practice and procedure (18 CFR 1.8 and 1.37(f)).

By the Commission (Commissioners Kline and Hussey dissenting).

> JOSEPH H. GUTRIDE, Secretary.

[FR. Doc. 59-2527; Filed, Mar. 25, 1959; 8:46 a.m.]

[Docket No. G-17989]

SUPERIOR OIL CO. ET AL.

Order for Hearing and Suspending Proposed Change in Rate

The Superior Oil Company (Operator) et al. (Superior) on February 20, 1959, tendered for filing a proposed change in its presently effective rate schedule 1 for the sale of natural gas subject to the jurisdiction of the Commission. The proposed change, which constitutes an increased rate and charge, is contained in the following designated filing:

Description: Notice of change, undated. Purchaser: Transcontinental Gas Pipeline

Rate schedule designation: Supplement No. 3 to Superior's FPC Gas Rate Schedule No. 65. Effective date: March 23, 1959 (stated effective date is the first day after expiration of the required thirty days' notice).

In support of the proposed favored nation rate increase, Superior states that the parties to the contract recognized that circumstances might develop which would render the stated contract prices unjust and unreasonable and to eliminate the probable future inequity the provision for contingent price increase was made.

The increased rate and charge so proposed has not been shown to be justified. and may be unjust, unreasonable, unduly discriminatory or preferential, or otherwise unlawful.

The Commission finds: It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the Commission enter upon a hearing concerning the lawfulness of the said proposed change, and that Supplement No. 3 to Superior's FPC Gas Rate Schedule No. 65 be suspended and the use thereof deferred as hereinafter ordered.

The Commission orders:

(A) Pursuant to the authority of the Natural Gas Act, particularly sections 4 and 15 thereof, the Commission's rules of practice and procedure, and the regulations under the Natural Gas Act (18 CFR Ch. I), a public hearing be held upon a date to be fixed by notice from the Secretary concerning the lawfulness of the proposed increased rate and charge contained in Supplement No. 3 to Superior's FPC Gas Rate Schedule No. 65.

(B) Pending such hearing and decision thereon, said supplement be and it hereby is suspended and the use thereof deferred until August 23, 1959, and thereafter until such further time as it is made effective in the manner prescribed by the Natural Gas Act.

¹Rate currently in effect subject to refund in Docket No. G-14735.

Present effective rate is subject to refund in Docket No. G-15554.

(C) Neither the supplement hereby suspended nor the rate schedule sought to be altered thereby shall be changed until this proceeding has been disposed of or until the period of suspension has expired, unless otherwise ordered by the Commission.

(D) Interested State commissions may participate as provided by §§ 1.8 and 1.37(f) of the Commission's rules of practice and procedure (18 CFR 1.8 and 1.37(f)).

By the Commission.

JOSEPH H. GUTRIDE, [SEAL] Secretary.

[F.R. Doc. 59-2528; Filed, Mar. 25, 1959; 8:46 a.m.]

[Docket No. G-18090]

CARTER OIL CO.

Order for Hearing and Suspending Proposed Changes in Rates

March 20, 1959.

The Carter Oil Company (Carter) on February 20, 1959, tendered for filing proposed changes in its presently effective rate schedules for sales of natural gas subject to the jurisdiction of the The proposed changes, Commission. which constitute increased rates and charges, are contained in the following designated filings:

Description: Notices of change, dated February 18, 1959.

Purchaser: Natural Gas Pipeline Co. of America.

Rate schedule designation: Supplement No. 2 to Carter's FPC Gas Rate Schedule No. 58. Supplement No. 2 to Carter's FPC Gas Rate Schedule No. 65.

Effective date: March 23, 1959 (stated effective date is the first day after expiration of the required thirty days' notice).

In support of the proposed periodic rate increases, Carter cites the price escalation privisions of its contract and states that the contract was negotiated at arm's-length. Carter further states that the increase is of a definite amount to occur at a fixed time and at the periodic price escalation provisions are beneficial to both buyer and seller.

The increased rates and charges so proposed have not been shown to be justified, and may be unjust, unreasonable, unduly discriminatory, or preferential, or

otherwise unlawful.

The Commission finds: It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the Commission enter upon a hearing concerning the lawfulness of the said proposed changes, and that Supplements No. 2 to Carter's FPC Gas Rate Schedules Nos. 58 and 65, respectively, be suspended and the use thereof deferred as hereinafter ordered. The Commission orders:

(A) Pursuant to the authority of the Natural Gas Act, particularly sections 4 and 15 thereof, the Commission's rules of practice and procedure, and the regullations under the Natural Gas Act (18 CFR Ch. I), a public hearing be held upon a date to be fixed by notice from the

Secretary concerning the lawfulness of the proposed increased rates and charges contained in Supplements No. 2 to Carter's FPC Gas Rate Schedules Nos. 58 and 65, respectively.

(B) Pending such hearing and decision thereon, said supplements be and they are each hereby suspended and the use thereof deferred until August 23, 1959, and until such further time as they are made effective in the manner prescribed by the Natural Gas Act.

(C) Neither the supplements hereby suspended nor the rate schedules sought to be altered thereby shall be changed until this proceeding has been disposed of or until the periods of suspension have expired, unless otherwise ordered by the Commission.

(D) Interested State commissions may participate as provided by §§ 1.8 and 1.37(f) of the Commission's rules of practice and procedure (18 CFR 1.8 and 1.37(f)).

By the Commission.

Joseph H. Gutride, Secretary.

[F.R. Doc. 59-2529; Filed, Mar. 25, 1959; 8:46 a.m.]

INTERSTATE-COMMERCE COMMISSION

APPLICATIONS FOR MOTOR CARRIER "GRANDFATHER" CERTIFICATE OR **PERMIT**

[Notice 10]

March 20, 1959.

The following applications and certain other procedural matters relating thereto are filed under the "grandfather" clause of section 7(c) of the Transportation Act of 1958. These matters are governed by Special Rule § 1.243 published in the Fed-ERAL REGISTER issue of January 8, 1959, page 205, which provide, among other things, that this publication constitutes the only notice to interested persons of filing that will be given; that appropriate protests to an application (consisting of an original and six copies each) must be filed with the Commission at Washington, D.C., within 30 days from the date of this publication in the FEDERAL REGIS-TER: that failure to so file seasonably will be construed as a waiver of opposition and participation in such proceeding, regardless of whether or not an oral hearing is held in the matter; and that a copy of the protest also shall be served upon applicant's representative (or applicant, if no practitioner representing him is named in the notice of filing).

These notices reflect the operations described in the applications as filed on or before the statutory date of December 10, 1958.

No. MC 18535 (Sub 31), filed December 10, 1958. Applicant: O. ALEX, doing business as HICKLIN MOTOR LINE, St. Matthews, S.C. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transport-

ing: bananas, between points in Florida,

North Carolina, and South Carolina. No. MC 64600 (Sub No. 18), filed December 1, 1958. Applicant: WILSON TRUCKING CORPORATION, Broad Street, Waynesboro, Va. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Wool imported from any foreign country, from Norfolk and Newport

News, Va., to Glasgow, Va.
No. MC 82861 (Sub No. 7), filed December 8, 1958. Applicant: BROOKS TRUCK LINE, INC., Puyallup, Wash. Applicant's representative: Joseph O. Earp, 1912 Smith Tower, Seattle 4, Wash. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier by motor vehicle, over irregular routes, transporting: Frozen fruits, frozen berries and frozen vegetables, between points in California, Oregon, and Washington.

No. MC-109238 (Sub No. 3), filed December 3, 1958. Applicant: POTEAT MOTOR LINES, INC., P.O. Box 30, Hickory, N.C. Applicant's attorney: Everette C. Carnes, Marion, N.C. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes. transporting: Bananas, from Charleston, S.C., to Charlotte, Gastonia, and Newton, N.C.

No. MC 111231 (Sub No. 34), filed November 10, 1958. Applicant: JONES TRUCK LINES, INC., 610 East Emma Avenue, Springdale, Ark. Applicant's attorney: Wentworth E. Griffin, 1012 Baltimore Building, Kansas City 5, Mo. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Frozen fruits, frozen berries, frozen vegetables, coffee beans, tea, wool tops and noils, and wool waste (carded, spun, woven, or knitted). from points in Arkansas, Illinois, Indiana, Iowa, Kansas, Louisiana, Mississippi, Missouri, Nebraska, Oklahoma, Tennessee, Texas and Wisconsin, to points in Arkansas, Illinois, Indiana, Iowa, Kansas, Louisiana, Mississippi, Missouri, Nebraska, Oklahoma, Tennes-see, Texas, and Wisconsin.

Note: Common control may be involved.

No. MC 111375 (Sub No. 3), filed December 8, 1958. Applicant: OTTO PIRKLE, doing business as PIRKLE REFRIGERATED FREIGHT LINES. 2475 South Archer Avenue, Chicago, Ill. Applicant's attorney: Joseph M. Scanlan, 111 West Washington Street, Chicago 2, Ill. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes transporting: Frozen fruits, berries and vegetables, in straight and in mixed loads with certain exempt commodities, from points in California. Wisconsin, Illinois, and Utah, to points in California, Wisconsin, Arizona, Illinois, Kansas, Missouri, New Mexico, Colorado, and Nebraska.

Nore: Applicant states he has been transporting fish, frozen fish, poultry and fish products in mixed shipments with commodi-

No. MC 113407 (Sub No. 2), filed December 10, 1958. Applicant: ROY KNOX AND AGNES KNOX, a partnership, doing business as KNOX TRUCK LINE, Henry, Nebr. Applicant's representative: Robert S. Stauffer, 1510 East 20th Street, Cheyenne, Wyo. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Frozen fruits, frozen berries, frozen vegetables, and bananas, from points in Colorado, Idaho, South Dakota, Utah, and Washington, to points in Wyoming, Nebraska, South Dakota, Missouri, Illinois, Colorado, Wisconsin, Ohio, Indiana, and Iowa.

No. MC 114713 (Sub No. 1), filed November 24, 1958. Applicant: JAY NUCKOLLS TRUCK LINE, INC., 1300 West Reno (rear), Oklahoma City, Okla. Applicant's attorney: J. H. Jarman, Fidelity National Building, Oklahoma City, Okla. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Bananas, fresh, dried, dehydrated or frozen, from Galveston, Beaumont, and Brownsville, Tex., New Orleans, La., Miami, Fla., and Mobile, Ala., to points in Oklahoma, California, Texas, Colorado, Nebraska, Kansas, and New Mexico.

No. MC 115257 (Sub No. 10), filed December 5, 1958. Applicant: SHAMROCK VAN LINES, INC., 106 North Haskell, Dallas, Tex. Applicant's attorney: Leroy Hallman, First National Bank Building, Dallas 2, Tex. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Wool imported from any foreign country, from Newport News, Norfolk, and Clarksville, Va., Charleston, S.C., Butner, N.C., and Los Angeles, Calif., to Clarksville, Va., Butner, N.C., and Rossville. Ga.

Note: Applicant indicates its movements from ports of entry are primarily between September and March; movements between warehouses are year around.

No. MC 116209 (Sub No. 2), filed December 8, 1958. Applicant: MERIT TRANSPORT CORPORATION, a New Jersey corporation, North Point Road and Merrit Avenue, Sparrows Point (Baltimore 19), Md. Applicant's attorney: John W. Hessin, III, Campbell Building, Towson 4, Md. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Wool imported from any foreign country, wool tops and noils and wool waste (carded, spun, woven, or knitted), from North Chelmsford, Boston, East Weymouth, West Millbury, and Lawrence, Mass., and Riverside, N.J., to Oella and Dickeyville, Md.

No. MC 116544 (Sub No. 3), filed December 8, 1958. Applicant: WILSON BROTHERS TRUCK LINE, INC., 700 East Fairview Road, Carthage, Mo. Applicant's attorney: Robert R. Hendon, Investment Building, Washington 5, D.C. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Coffee beans and tea, from New Orleans, La., to Kansas City, Springfield, and St. Joseph, Mo., Kansas City, Kans., and Omaha, Nebr.; (2) Bananas, from points in Texas, Louisiana, Mississippi, Alabama, and Florida to points in Kansas, Missouri, Nebraska, Oklahoma, Iowa, South Dakota, and Minneapolis and Marshall, Minn. Applicant states that coconuts were transported in mixed shipments with bananas, and seeks authority to continue such operations.

No. MC 117059 (Sub No. 1), filed December 8, 1958. Applicant: JAMES T. TEAGLE AND VINCENT F. EWELL, a partnership, doing business as TEAGLE TRANSPORTATION, 3915 Kecoughtan Road, Hampton, Va. Applicant's attor-ney: William J. Augello, Jr., 99 Hudson Street, New York 13, N.Y. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Bananas, in straight and mixed loads with certain exempt commodities, from Baltimore, Md., New York, N.Y., Charleston, S.C., Tampa and Miami, Fla., and Norfolk, Va., to New-port News, Hampton, Richmond, and Norfolk, Va., Washington, D.C., Baltimore, Md., and Philadelphia, Pa.

Note: Applicant indicates it also transports-fresh fruits and vegetables, nuts, fresh or frozen fish, seafoods and poultry, cut flowers, nursery stock and Christmas trees, in mixed shipments with bananas.

No. MC 117594 (Sub No. 1), filed December 10, 1958. Applicant: EUGENE LUISI, doing business as LUISI TRUCK LINES, 2516 South First Street, Yakima, Wash. Applicant's attorney: John M. Hickson, 1225 Failing Building, Portland 4, Oreg. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Frozen fruits, frozen berries, frozen vegetables and bananas, from points in Umatilla County, Oreg., Weston, and Milton-Freewater, Oreg., and points in Yakima County, Wash., to Seattle, Spokane, Yakima, Pasco, and Tacoma, Wash., Billings, Great Falls, Miles City, Missoula, Bozeman, Glendive, and Butte, Mont., and points in California. Applicant indicates it also transports certain exempt commodities in the same vehicle with the above-described commodities. and seeks authority to continue the operation.

No. MC 117674 filed October 1, 1958. Applicant: TOLBERT HAWKINS, 1320 East Diana Street, Tampa, Fla. Applicant's attorney: William P. Tomasello, 120 East Davidson Street, Bartow, Fla. Grandfather authority sought under

1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Bananas, from Tampa, Miama, Fort Lauderdale, Palm Beach, and Jacksonville, Fla., New Orleans, La., Mobile, Ala., Charleston, S.C., and New York, N.Y., to Dayton, Toledo, Cincinnati, and Columbus, Ohio, Greenville, Spartanburg, and Columbia, S.C., Knoxville, Lebanon, and Nashville, Tenn., Thomasville, Vidalia, and Atlanta, Ga., Chicago, Ill., Goldsboro, Greensboro, Raleigh, and Charlotte, N.C., Paintsville and Richmond, Ky., Tupelo, Miss., St. Louis, Mo., Terre Haute and Fort Wayne, Ind., Detroit, Mich., Pittsburgh, Pa., Jacksonville, Miami, and Tampa, Fla.

No. MC 117702, filed October 10, 1958. Applicant: DENTON OLIVER, 2320 Boston Avenue, Muskogee, Okla. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Bananas, from New Orleans, La., Galveston and Brownsville, Tex., and Mobile, Ala., to Dallas, Tex., Muskogee and Oklahoma City, Okla. Applicant indicates cocoanuts were transported in mixed shipments with bananas, and seeks authority to continue

the operation.

No. MC 117703, filed October 13, 1958. Applicant: HAROLD R. ROSENTHAL, doing business as OAK RIDGE TRANS-PORT, 4 Laurel Place, Eastchester, N.Y. Applicant's attorney: Kenneth J. Mc-Auliffe, 233 Broadway, New York 7, N.Y. Grandfather authority sought under section 7, of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Bananas, between points in New York and Pennsylvania, Newark, Weehawken, Paterson, and Dover, N.J., Philadelphia, Pa., and Baltimore, Md., and Boston and Brockton, Mass., Barre, Vt., and ports of entry on the international boundary line between the United States and Canada located in Vermont, New York, and Maine.

No. MC 117704, filed October 13, 1958. Applicant: SACKVILLE MILLS CO., INC., Wallingford, Pa. Applicant's representative: Jacob Polin, 314 Old Lancaster Road, Merion, Pa. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Frozen fruits, frozen berries, and frozen vegetables, from Seabrook, N.J., and Baltimore, Md., to points in North Carolina and South Carolina.

No. MC 117740, filed October 20, 1958. Applicant: LEE WOOTEN, 1342 Carson Street, Dallas, Tex. Grandfather au-thority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Bananas, between points in Texas and Louisiana, in mixed and in straight loads with cocoanuts, shelled nuts, garlic and fruits.

No. MC 117745, filed October 23, 1958. Applicant: R. S. (DICK) ESTILL, Box 147, McLoud, Okla. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue section 7 of the Transportation Act of to operate as a common carrier, by motor

vehicle, over irregular routes, transporting: Bananas, from New Orleans, La., and Brownsville, Tex., to Shawnee, Okla. No. MC 117761, filed October 24, 1958.

Applicant: STOLL PACKING CORP., 32 10th Avenue, New York, N.Y. Applicant's attorney: Bert Collins, 140 Cedar Street, Newark 6, N.Y. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Bananas, from New York, N.Y., Philadelphia and New Brighton, Pa., Washington, D.C., Newark, N.J., Baltimore and Fort Meade, Md., Power and Wilmington, Del., and Crozet, Va., to points in Ohio, Pennsylvania, Illinois, Indiana, Michigan, Wisconsin, and Iowa, and Huntington and Charleston, W. Va., Louisville, Ky., Buffalo and Syracuse, N.Y., Townsend, Va., Hightstown, N.J., and Smyrna, Del.

No. MC 117796, filed November 3, 1958. Applicant: ROBERT L. MONICO, 2531 Utica Street, Dallas, Tex. Grandfather authority sought under section 7-of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Bananas, from New Orleans, La., to Dallas, Temple, and Waco, Tex.

No. MC 117797, filed December 4, 1958. Applicant: R. D. LEWIS, doing business as R. D. LEWIS BANANA CO., 221 Fourth Street, Fowler, Colo. Applicant's attorney: Warren Kent Robinson, 1710 First National Bank Building, Denver, Colo. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Bananas, from New Orleans, La., and Galveston and Brownsville, Tex., to points in Colorado, Wyoming, Oklahoma, New Mexico, Texas, Louisiana, South Dakota, Kansas, Nebraska, and Arizona. Applicant also indicates he held himself out as being ready and able to haul mixed loads of bananas with coconuts, yams and other. presently exempt commodities.

No. MC 117837, filed October 30, 1958. Applicant: REFRIGERATED TRAN-SIT, INC., 1320 Cass Avenue, St. Louis, Mo. Applicant's attorneys: B. W. La Tourette, Jr., and G. M. Rebman, 1230 Boatmen's Bank Building, St. Louis 2, Mo. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Frozen fruits. frozen berries, frozen vegetables, cocoa beans, coffee beans, tea, and bananas, in mixed and in straight loads with certain exempt commodities, from New York, N.Y., and Jersey City, N.J., to St. Louis, Mo., Cincinnati, Ohio, Indianapolis, Ind., Memphis, Tenn., and Louisville, Ky.

Note: Applicant indicates it also transports spice, and is authorized to conduct contract carrier operations in Permit No. MC 109447. Dual operations under section 210 may be involved. A proceeding has been instituted under section 212(c) of the Interstate Commerce Act to determine whether applicant's status is that of a contract or common carrier.

No. MC 117844, filed November 17, 1958. Applicant: ANDREW GULLAGE, 761 Nonconnah, Memphis, Tenn. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Frozen fruits, berries, frozen vegetables, and bananas, from New Orleans, La., to points in Tennessee, Alabama, Louisiana, Mississippi, Kentucky, Missouri, Illinois, Texas, Indiana, and Arkansas.

No. MC 117855, filed November 19. 1958. Applicant: FRANK A. LOSURDO, 324 North Edwards Avenue, Syracuse, N.Y. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Bananas, from New York, N.Y., Weehawken, Port Newark, Delaware, and Newark, N.J., Philadelphia, Pa., Baltimore, Md., to Syracuse, Elmira, and Watertown, N.Y.

No. MC 117872, filed November 24, 1958. Applicant: WM. P. JOSEPH ERNEST B. JOSEPH, AND BESSIE T. JOSEPH. doing business as A. JOSEPH & COM-PANY, 352 Woodrow Wilson Street, Jackson, Miss. Applicant's attorney: Phineas Stevens, 900 Milner Building, P.O. Box 141, Jackson, Miss. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Bananas, in straight and mixed loads with certain exempt commodities, from New Orleans, La., to Denver, Colo., and points within fifteen (15) miles thereof.

No. MC 117878, filed November 24, 1958. Applicant: LEO FIELDS AND J. J. SIMONS, Doing business as FIELDS AND SIMONS, 1008 Northeast Eighth Street, Amarillo, Tex. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Bananas, from New Orleans, La., and Galveston and El Paso, Tex., to Amarillo, Tex.

No. MC 117915, filed November 28. 1958. Applicant: JOSEPH A. MAILLET. doing business as M & G FRUIT & PROD-UCE CARRIERS, 2253 Chatterton Avenue, Bronx 72, N.Y. Applicant's attorney: Edward M. Alfano, 36 West 44th Street, New York 36, N.Y. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Bananas, (1) from points in the New York, N.Y., Commercial Zone, as defined by the Commission, Baltimore, Md., and Philadelphia, Pa., to points in New York, Massachusetts, Ohio, Michigan, Illinois, and Pennsylvania; and (2) from points in the New York, N.Y., Commercial Zone, as defined by the Commission, Baltimore, Md., and Philadelphia, Pa., to ports of entry on the International Boundary line between the United States and Canada, at or near Rouses Point, Alexandria-Bay, Champlain, and Niagara Falls, N.Y., Derby Line, Vt., and Jackman and Calais, Maine, destined to points in Canada, moving in foreign commerce.

No. MC-117956, filed December 3, 1958. Applicant: HUGH H. SCOTT, doing business as SCOTT TRANSFER CO., 5 Haynes Street SW., Atlanta, Ga. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Bananas, from Miami and Tampa, Fla., Mobile, Ala., New Orleans, La., and Cincinnati, Ohio to points in Georgia, Tennessee, West Virginia, Illi-nois, Pennsylvania, Michigan, and Ohio.

No. MC 118020, filed December 9, 1958. Applicant: CAPE ANN TRANSPORT COMPANY, INC., 2 Railway Avenue, Gloucester, Mass. Applicant's repre-sentative: Gerard J. Donoyan, 37 Leighton Road, Hyde Park 36, Mass. Grand-father authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes. transporting: Bananas, from Baltimore, Md., Philadelphia, Pa., points in the New York, N.Y., Commercial Zone, as defined by the Commission, and Weehawken and Port Newark, N.J., to Boston and Ipswich, Mass., and Waterville and Portland, Maine.

No. MC 118042, filed December 6, 1958. Applicant: POWELL L. EVERETT, doing business as EVERETT TRUCKING, Route 6, Box 4, Mount Vernon, Wash. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Frozen fruits, frozen berries, and frozen vegetables, and fish, frozen (when transported in the same vehicles and at the same time as nonexempt commodities), between points in California, Oregon, and Washington.

No. MC 118060, filed December 8, 1958. Applicant: CAPITOL PACKING CO., a corporation, 5000 Clarkson Street, Denver, Colo. Applicant's attorney: Earl H. Johnson, 1509 Mile High Center, Denver. Colo. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Frozen fruits, frozen berries, frozen vegetables. from points in California, Oregon, Washington and Arizona to points in Colorado,

and Laramie, Wyo. No. MC 118072, filed December 9, 1958. Applicant: COLANDREA TRUCKING, INC., Leslie Road MD 25, Newburgh, N.Y. Applicant's representative: Carl W. Clark, P.O. Box 16, Nyack, N.Y. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Bananas, from New York, N.Y., Newark, Hoboken and Weehawken. N.J., Baltimore, Md., and Philadelphia,

Pa., to Newburgh, N.Y. No. MC 118127, filed December 9, 1958. Applicant: HALE DISTRIBUTING COMPANY, INC., 1315 East Seventh

Street, Los Angeles 21, Calif. Appli-

cant's attorney: William J. Augello, Jr., 99 Hudson Street, New York 13, N.Y. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting! Frozen fruits, frozen berries and frozen vegetables, (1) between points in Arizona, California, Nevada, New Mexico, and Texas, on the one hand, and, on the other, points in Connecticut, Illinois, Maine, Massachusetts, Michigan, Missouri, New Jersey, New York, Pennsylvania, Rhede Island, and Wisconsin; (2) from points in California to points in Arizona, New Mexico, Texas, Oregon, and Washington; and (3) from points in Colorado to points in California. Applicant indicates it also seeks authority to continue to transport fresh and frozen fish, seafoods, poultry or eggs; fresh and dried fruits, berries and vegetables; and nuts, shelled or unshelled, in mixed shipments with the above-specified commodities.

No. MC 18130, filed December 9, 1958. Applicant: BENJAMIN M. HAMRICK. doing business as BEN HAMRICK, 1208 Jones Street, Fort Worth 2, Tex. Grandfather authority sought under section 7 of the Transportation Act of 1958 to _continue to operate as a Common carrier, by motor vehicle, over irregular routes, transporting: Bananas, in straight and in mixed loads with certain exempt commodities, between New Orleans, La., Corsicana, Brownsville, Galveston, Beaumont, Fort Worth, Dallas, Longview, and Wichita Falls, Tex., Pensacola, Fla., Baton Rouge, La., and La Jara and San Juan, Colo.

Note: Applicant states that fresh fruits, fresh vegetables, poultry, nuts in shell and garlic, dry were shipped in mixed shipments with bananas.

No. MC 118141, filed December 8, 1958. Applicant: HENRY H. BROWNING, 25 South Broad Street, Wellsville, N.Y. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Bananas, from all Metropolitan and Port Authority points and piers including Manhattan and Brooklyn, N.Y., and Port Newark, N.J., to Olean, N.Y., and all points in Cattaraugus County, N.Y.

No. MC 118149, filed December 8, 1958. Applicant: GLEN A. LEA, North Tryon, Prince Edward Island, Canada. Applicant's attorney: Francis E. Barrett, 7 Water Street, Boston 9, Mass. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Bananas, in mixed and in straight shipments with fresh fruits and vegetables, from Boston, Mass., to ports of entry in Maine on the International Boundary line between the United States

and Canada.

Note: The destination territory is indicated as Prince Edward Island, Canada.

No. MC 118151, filed December 8, 1958. Applicant: R. L. LETSON, Weatherford, Tex. Applicant's attorney: T. S. Christopher, Continental Life Building, Fort Worth, Tex. Grandfather authority

sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Bananas in mixed and in straight loads with certain exempt commodities, from Galveston, Texas, to points in Minnesota and South Dakota.

No. MC 118152, filed December 8, 1958. Applicant: BLAIR M. LEWIS, doing business as LEWIS TRUCKING CO., 2003 D Street, Bellingham, Wash. Applicant's representative: Joseph O. Earp, 1912 Smith Tower, Seattle 4. Wash. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Frozen fruits, frozen berries, frozen vegetables, and fish, frozen (when transported in the same vehicle and at the same time as nonexempt commodities), between points in California, Oregon, and Washington.

No. MC 118163, filed December 8, 1958. Applicant: HOOSIER PRODUCE CO., INC., 4101 Massachusetts Avenue, Indianapolis, Ind. Applicant's attorney: John E. Lesow, 3737 North Meridian Street, Indianapolis 8, Ind. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Bananas, from South Atlantic, North Atlantic, and Gulf Ports to points in the United States, including the District of Columbia and the new State of Alaska.

No. MC 118311, filed December 10, 1958. Applicant: CHARLES L. LONG, 746 South Central, Los Angeles 21, Calif. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Frozen fruits, frozen berries and frozen vegetables, between points in California, Oregon, and Washington, including Ports of Entry on the boundary between the United States and Canada, in Washington.

No. MC 118326, filed December 9, 1958. Applicant: J. PITMAN CO., INC., 1314 Clinton Street, Hoboken, N.J. Applicant's attorney: Gerald J. McMahon, 501 Fifth Avenue, New York 17, N.Y. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Bananas, from points in the New York, N.Y., Commercial Zone, as defined by the Commission, and Weehawken, N.J., to points in Nassau and Westchester Counties, N.Y., and points in Hudson, Essex, Passaic, Union, Middlesex, Morris, Bergen, and Monmouth Counties, N.J.

No. MC 118369, (REPUBLICATION), filed December 10, 1958, published issue of March 18, 1959. Applicant: W. H. SNELLING, 1334 Hubbard Street, Jacksonville 6, Fla. Applicant's attorney: Wm. Reece Smith, Jr., P.O. Box 3239, Twelfth Floor First National Bank Building, Tampa, Fla. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier by motor

vehicle, over irregular routes, transporting: Bananas, from Tampa, Fla., to Jacksonville, Fla., Birmingham, Ala., Columbia, S.C., Knoxville, Tenn., Raleigh, N.C., and Atlanta, Georgia.

Note: The purpose of this republication is to show the complete and correct address of applicant's attorney.

No. MC 118398, filed December 10, 1958. Applicant: CHARLES WILLIAMS AND LOUISE WILLIAMS, doing business as STEVE WILLIAMS, WHOLESALE BAN-ANAS, 29 Fair Street, New Haven, Conn. Applicant's attorney: Sidney L. Goldstein, 109 Church Street, New Haven, Grandfather authority sought Conn. under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Bananas, and certain exempt commodities in mixed shipments and in straight shipments, from New York, N.Y., Wee-hawken, Hoboken, Jersey City, and Port of Newark, N.J., and Philadelphia, Pa., to points in Connecticut.

Note: Applicant states that potatoes were transported in mixed shipments bananas.

By the Commission.

[SEAL]

HAROLD D. MCCOY. Secretary.

[F.R. Doc. 59-2498; Filed, Mar. 25, 1959; 8:45 a.m.1

[Notice 99]

MOTOR CARRIER TRANSFER **PROCEEDINGS**

MARCH 23, 1959.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 179), appear below:

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 20 days from the date of publication of this notice. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC 61873. By order of March 9, 1959, the Transfer Board approved the transfer to Dominick Pardo, doing business as Dom's Motor Express, Philadelphia, Pa., of Certificate No. MC 11650, issued February 19, 1942, to William Begley, Philadelphia, Pa., authorizing the transportation of: Soap chemicals and textile and lubrication oils, in containers, from Philadelphia, Pa., to New York, N.Y., and Bayonne, Beverly, and Camden, N.J. Jacob Polin, P.O. Box 317, Bala-Cynwyd, Pa., for applicants.

No. MC-FC 61920. By order of March 9, 1959, the Transfer Board approved the transfer to William G. Rimes, Mildred Gaylord, Florence Eden, Dorothy C. Orient, and Leota Hildinger, doing business as George Rimes Trucking Co., Chardon, Ohio, of Certificate No. MC 5914, issued November 18, 1949, to Anna M. Rimes, William G. Rimes, Mildred Gaylord, Florence Eden, Dorothy C. Orient, and Leota Hildinger, doing business as George Rimes Trucking Co., Chardon, Ohio, authorizing the transportation of: General commodities, excluding household goods, commodities in bulk, and other specified commodities, between Cleveland, Ohio, and Thompson, Ohio, between the junction of U.S. Highway 322 and Ohio Highway 44 and the junction of Ohio Highways 528 and 166, between the junction of U.S. Highway 322 and Ohio Highway 44 and Burton, Ohio, with service authorized to and from all intermediate points and the offroute points of Highland Heights, Mayfield, and Richmond Heights, Ohio, and at all points in Chester, Munson, Chardon, Hambden, and Thompson Town-ships, Geauga County, Ohio. John P. McMahon, 44 East Broad Street, Columbus 15, Ohio, for applicants.

No. MC-FC 62006. By order of March 9, 1959, the Transfer Board approved the transfer to Badgett Trucking Company, a corporation, South Charleston, W. Va., of Certificates Nos. MC 112798 and MC 112798 Sub 1, issued June 22, 1951 and May 20, 1952, respectively, in the name of G. R. Badgett doing business as G. R. Badgett Trucking, South Charleston, W. Va., authorizing the transportation of machinery, materials, supplies, and equipment incidental to, or used in, the construction, development, operation and maintenance of facilities for the discovery, development, and production of natural gas and petroleum, over irregular routes, between points in Ohio, Pennsylvania, and West Virginia: and between points in West Virginia, on the one hand, and, on the other, points in Kentucky, traversing Ohio for operating convenience only; and construction materials and supplies, from points in Harrison County, W. Va., to points in Ohio, West Virginia, and Pennsylvania. G. R. Badgett, 4301 Kanawha Turnpike.

South Charleston, W. Va., for applicants. No. MC-FC 62016. By order of March 10, 1959, the Transfer Board approved the transfer to Everett Stewart and Harlan L. Stewart, a partnership, doing business as Stewart & Son, Bagley, Nebr., of Certificate No. MC 69843 issued August 30, 1949, in the name of Loyal V. Pervis, Clinton L. Purvis, and Kenneth E. Purvis, and Howard F. Purvis, à partnership, doing business as Purvis Bros., Bagley, Nebr., authorizing the transportation of livestock, over regular routes, between McCook, Nebr., and Denver, Colo., and Oberlin, Kans., with service authorized to and from intermediate and off-route points in Nebraska within 50 miles of McCook; livestock, agricultural commodities, and household goods, over irregular routes, between Cambridge, Nebr., and points in Nebraska within 20 miles of Cambridge, on the one hand, and, on the other, points in Colorado and Kansas; livestock, between points in five Nebraska counties, on the one hand, and, on the other, Denver, Sterling, and Holyoke, Colo.; household goods and emigrant movables, between points in 5 Ne-

braska counties, on the one hand, and, on the other, points in Colorado; feed and petroleum products, in containers, from Denver, Colo., to Imperial, Nebraska, empty petroleum products in containers, from Imperial, Nebr., to Denver, Colo.; farm machinery, between McCook, Nebr., on the one hand, and, on the other, points in Rawlins and Decatur Counties, Kans.; and coal, from Denver, Colo., to Quick, Nebr. A. R. Fowler, 2288 University Avenue, St. Paul 14, Minn., for applicants.

No. MC-FC 62020. By order of March 9, 1959, the Transfer Board approved thetransfer to Clayton A. Finlay, Carbondale, Kans., of Certificate No. MC 43174 issued July 8, 1955, in the name of Lloyd J. Newton doing business as Lloyd J. Newton, Trucker, Lyndon, Kansas, authorizing the transportation of general commodities, excluding household goods, commodities in bulk, and other specified commodities, regular routes, between Lyndon, Kans., and Kansas City, Mo., serving the intermediate point of Overbrook, Kans., for pick-up of livestock, feed, seed, and wool, eastbound, and delivery of livestock, feed, seed, wool, hardware, farm implements, farm machinery, and petroleum products, in containers, westbound; the intermediate and off-route points within 12 miles of Overbrook, other than incorporated towns and villages, for pick-up of livestock, feed, hardware, farm implements, farm machinery, and petroleum products in containers, westbound; and the off-route points of North Kansas City and Raytown, Mo., without restriction; and livestock, feed, molasses, oyster shells, agricultural machinery, twine, fencing and building-material, bale ties, paint, hides, furs, wool, and agricultural commodities, over irregular routes, between Lyndon, Kans., and points within ten miles of Lyndon, on the one hand, and, on the other, Kansas City, Kans., and Kansas City, North Kansas City, and Raytown, Mo.

No. MC-FC 62023. By order of March 9, 1959, the Transfer Board approved the transfer to Joseph Della Fave, doing business as Jersey Carriers, Lyndhurst, New Jersey, of a certificate in No. MC 116453, issued February 21, 1958, to Joseph Sarro and Al Lombardi, a partnership, doing business as Jersey Textile Carrier, Lyndhurst, New Jersey, authorizing the transportation of specified commodities, from, to, and between specified points in New Jersey, and New George A. Olsen, 69 Tonnele York. Avenue, Jersey City 6, N.J., for applicants.

No. MC-FC 62024. By order of March 9, 1959, the Transfer Board approved the transfer to Nelson Trucking Service, Inc., Mediapolis, Iowa, of Certificate in No. MC 13017, issued February 23, 1943, to Thomas F. Talbot, doing business as Sinton Transfer, Keokuk, Iowa; authorizing the transportation of: household goods and géneral commodities, except, those of unusual value, liquids in bulk, and dangerous explosives, between Keokuk, Iowa, on the one hand, and, on the other, Davenport, Iowa, and certain No. MC-FC 62067. By order of March specified points in Illinois; and, *Electric* 19, 1959, the Transfer Board approved light and power line equipment and sup-

plies, between specified points in Iowa and Illinois.

No. MC-FC 62025. By order of March 9, 1959, the Transfer Board approved the transfer to Vito W. Maiale, doing business as Southwest Wisconsin Freight Lines, Madison, Wis., of the operating rights in Certificate No. MC 112092, issued May 4, 1956, to E. F. Moritz, doing business as Moritz Transfer Lines, Madison, Wis., authorizing the transportation of general commodities, excluding commodities in bulk, household goods, and other specified commodities, between specified points in Wisconsin. John L. Bruemmer, 121 West Doty Street, Madi-

son 3, Wis., for applicants.

No. MC-FC 62028. By order of March 10, 1959, the Transfer Board approved and authorized the transfer to Harry Knopes, doing business as Transfer Service Company, Janesville, Wisconsin, of a corrected Certificate in No. MC 15432, issued August 20, 1954, to Clyde A. Jewett and Clarence H. Ward, a partnership, doing business as J & W Transfer & Storage Co., Janesville, Wisconsin, authorizing the transportation of specified commodities from Janesville, Wis., to points in Arkansas, Colorado, Connecticut, Delaware, Illinois, Indiana, Iowa, Kentucky, Kansas, Maryland, Massachusetts, Michigan, Minnesota, Missouri, Nebraska, New Jersey, New York, North Dakota, Ohio, Oklahoma, North Carolina, Pennsylvania, South Dakota, Rhode Island, South Carolina, Texas, West Virginia, Virginia, Alabama, Florida, Georgia, Louisiana, Maine, Mississippi, Montana, New Hampshire, Tennessee, Vermont, Wyoming, and the District of Columbia, . and household goods, as defined by the Commission, between points in Rock, Jefferson, and Walworth Counties, Wis., on the one hand, and, on the other, points in Delaware, Kentucky, Nebraska, Illinois, Indiana, Iowa, Maryland, Michigan, Minnesota, Missouri, New Jersey, New York, Ohio, Pennsylvania, and the District of Columbia. Edward Solie, Solie and Solie, 715 First National Bank Building, Madison 3, Wisconsin, for applicants.

No. MC-FC 62042. By order of March 10. 1959, the Transfer Board approved the transfer to Kenneth E. Baardson of Baldwin, Wisconsin, of Certificate in No. MC 14431 issued January 19, 1957, to Leonard Gunderson, of Woodville, Wisconsin, authorizing the transportation of: livestock, and agricultural commodities from points in the Towns of Baldwin, Hammond, Eau Galle, Springfield, Pleasant Valley, Glenwood, Emerald, Erin, Cylon, Richmond, Warren and Rush River, St. Croix County, Wis., to St. Paul, South St. Paul, Newport and Minneapolis, Minn., and general commodities, except those of unusual value. Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, from the abovespecified points in Minnesota to points in the above-specified Towns in Wisconsin. A. R. Fowler, 2288 University Avenue, St. Paul 14, Minn., for applicants.

the transfer to Gross & Hecht Trucking,

Inc., Newark, N.J., of permit in No. MC 59806, issued July 31, 1958, to John N. Gross, Henry J. Gross, Jr.; and Francis E. Gross, a partnership, doing business as H. J. Gross & Sons, Union, N.J., authorizing the transportation of: Such merchandise as is dealt in by wholesale. retail and chain grocery and food business houses, and, in connection therewith, equipment materials and supplies used in the conduct of such business, between points in a specified territory in New Jersey and points in Staten Island. N.Y., and between points in a specified territory in New Jersey on the one hand. and, on the other certain points in New York and New Jersey; and fruits, vegetables, farm products, poultry, and sea food between points in a specified territory in New Jersey. Sydney L. Seiler, 744 Broad Street, Newark 2, N.J., for applicants.

[SEAL]

HAROLD D. McCoy, Secretary.

[F.R. Doc. 59-2557; Filed, Mar. 25, 1959; 8:50 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 1-2645]

F. L. JACOBS CO.

Order Summarily Suspending Trading

March 20, 1959.

In the matter of trading on the New York Stock Exchange and the Detroit Stock Exchange in the \$1.00 par value common stock of F. L. Jacobs Co., File No. 1-2645.

I. The common stock, \$1.00 par value, of F. L. Jacobs Co. is registered on the New York Stock Exchange and admitted to unlisted trading privileges on the Detroit Stock Exchange, national securities exchanges, and

II. The Commission on February 11, 1959 issued its order and notice of hearing under section 19(a) (2) of the Securities Exchange Act of 1934 to determine at a hearing beginning March 16, 1959, whether it is necessary or appropriate for the protection of investors to suspend for a period not exceeding twelve months, or to withdraw, the registration of the capital stock of F. L. Jacobs Co. on the New York Stock Exchange and Detroit Stock Exchange for failure to comply with section 13 of the Act and the rules and regulations thereunder.

On March 12, 1959, the Commission issued its order summarily suspending trading of said securities on the exchanges pursuant to section 19(a) (4) of the Act for the reasons set forth in said order to prevent fraudulent, deceptive or manipulative acts or practices for a period of ten days ending March 22, 1959.

III. The Commission being of the opinion that the public interest requires the summary suspension of trading in such security on the New York Stock Exchange and the Detroit Stock Exchange and that such action is necessary and appropriate for the protection of investors; and

The Commission being of the further opinion that such suspension is necessary in order to prevent fraudulent, deceptive or manipulative acts or practices, trading in the stock of F. I. Jacobs Co. will be unlawful under section 15(e) (2) of the Securities Exchange Act of 1934 and the Commission's Rule 240.15c2-2 (17 CFR 240.15c2-2) thereunder for any broker or dealer to make use of the mails or of any means or instrumentality of interstate commerce to effect any transaction in, or to induce or attempt to induce the purchase or sale of such security, otherwise than on a national securities exchange.

It is ordered, Pursuant to section 19 (a) (4) of the Securities Exchange Act of 1934 that trading in said security on the New York Stock Exchange and Detroit Stock Exchange be summarily suspended in order to prevent fraudulent, deceptive or manipulative acts or practices, this order to be effective for a period of ten (10) days, March 23, 1959, to April 1, 1959, inclusive.

By the Commission.

[SEAL]

ORVAL L. DUBOIS, Secretary.

[F.R. Doc. 59-2552; Filed, Mar. 25, 1959; 8:49 a.m.]

SMALL BUSINESS ADMINISTRA-

[Delegation of Authority 30-VII-10 (Rev. 1)]

BRANCH MANAGER, DES MOINES,

Delegation Relating to Financial Assistance, Procurement, Technical Assistance and Administrative Functions

I. Pursuant to the authority delegated to the Regional Director by Delegation of Authority No. 30 (Revision 4), as amended, (22 F.R. 5811, 8197, 23 F.R. 557, 1768, 8438), there is hereby delegated to the Branch Manager, Des Moines Branch Office, Small Business Administration, the authority:

A. Specific—Financial assistance. To take the following actions in accordance with the limitations of such delegations set forth in SBA-500, Financial Assistance Manual:

1. To approve but not decline the following types of loans:

a. Direct business loans in an amount not exceeding \$20,000.00; and

b. Participation loans in an amount not exceeding \$100,000.00.

2. To approve or decline Limited Loan Participation Loans.

3. To approve or decline Disaster Loans not exceeding \$50,000.00. Declination of a disaster loan is extended only to an original application and not to reconsideration of such application.

Procurement and technical assistance. To take the following actions in accordance with the limitations of such delegations as set forth in SBA-400. Agency Policy Manual, and SBA-600, Procurement and Technical Assistance Manual:

4. To develop with Government procurement agencies required local procedures for implementing established inter-agency policy agreements, including but not limited to steps such as determining joint set-asides and representation at procurement centers.

Administrative. 5. To administer oaths of office.

6. To approve annual and sick leave for employees under his supervision.

B. Correspondence. To sign all nonpolicy making correspondence, including Congressional correspondence, relating to the functions of the Branch Office.

II. The authority delegated in IA 1, 2, 3, 5 and 6 may not be redelegated. The authority delegated in IB (with the exception of Congressional correspondence) may be redelegated, limiting such redelegation to routine correspondence only.

III. All authority delegated herein may be exercised by any SBA employee designated as Acting Branch Manager.

IV. All previous authority delegated by the Regional Director to the Branch Manager, Des Moines, Iowa, is hereby rescinded without prejudice to actions taken under such delegations of authority prior to the date hereof.

Dated: February 19, 1959.

WILLIAM H. KELLEY, Regional Director.

[F.R. Doc. 59-2553; Filed, Mar. 25, 1959; 8:49 a.m.]

[Delegation of Authority 30-VII-1 (Rev. 1), Amdt. 2]

CHIEF, FINANCIAL ASSISTANCE DIVISION

Delegation Relating to Financial Assistance Functions

Delegation of Authority No. 30-VII-1 (Revision 1), as amended (23 F.R. 2988, 5625), is further amended by deleting Part II in its entirety and substituting the following in lieu thereof:

II. The specific authority delegated in paragraphs IA 2, 3, 4, 8, 9, 10, 11, 12, 13, 14, (c), (d), (i), 15 (d) through (h), 16, 17, 18, 19, 20, 24, and 25 may not be redelegated.

Dated: February 17, 1959.

WILLIAM H. KELLEY, Regional Director,

[F.R. Doc. 59-2554; Filed, Mar. 25, 1959; 8:49 a.m.]

[Delegation of Authority 30-VII-12]

CHIEF, LOAN PROCESSING SECTION

Delegation Relating to Loan Processing Functions

I. Pursuant to the authority vested in the Chief, Financial Assistance Division by the Regional Director, by Delegation of Authority No. 30-VII-1 (Revision 1), as amended, (23 F.R. 2988, 5625) there is hereby redelegated to the Chief, Loan Processing Section, the following authority:

- A. Specific. To take the following actions in accordance with the limitations of such delegations set forth in SBA-500 Financial Assistance Manual:
- 1. To approve the following types of loans:
- (a) Direct business loans in an amount not exceeding \$20,000;
- (b) Participation business loans in an amount not exceeding \$100,000;
- (c) Disaster loans in an amount not exceeding \$50,000.
- 2. To execute loan authorizations for loans approved under delegated authority, said execution to read as follows:

WENDELL B. BARNES, Administrator.

Chief, Loan Processing Section.

3. To modify or amend authorizations for business or disaster loans approved by the Administrator, by the issuance of Certificates of Modification, and to modify or amend authorizations for loans approved under delegated authority in any manner consistent with the original

authority to approve loans. 4. To extend disbursement period on all undisbursed authorizations.

5. To approve annual and sick leave for employees under his supervision.

B. Correspondence. To sign all nonpolicy making correspondence originating in the Loan Processing Section, except Congressional correspondence and correspondence with the Washington

II. The specific authority delegated herein may not be redelegated with the exception of IB.

III. All authority delegated herein may be exercised by any SBA employee designated as Acting Chief, Loan Processing Section.

Dated: February 17, 1959.

LOGAN B. HENDRICKS, Chief,

Financial Assistance Division.

[F.R. Doc. 59-2555; Filed, Mar. 25, 1959; 8:50 a.m.]

[Delegation of Authority 30-VII-13]

CHIEF, LOAN ADMINISTRATION SECTION

Delegation Relating to Loan Administration Functions

I. Pursuant to the authority vested in the Chief, Financial Assistance Division by the Regional Director, by Delegation of Authority No. 30-VII-1 (Revision 1), as amended (23 F.R. 2988, 5625) there is hereby redelegated to the Chief, Loan Administration Section, the following authority:

A. Specific. To take the following actions in accordance with the limitaSBA-500 Financial Assistance Manual:

1. To extend disbursement period on undisbursed portion of loans authorized. 2. To take the following actions in all · loans except those classified as "prob-lem loans" or "in liquidation":

(a) Extend to the maturity of a loan or to a date prior to the maturity, one monthly principal payment in any calendar year, and not more than a total of four such payments during the term of the loan, or one quarterly principal installment payment during the term of the loan, for loans with principal balances not exceeding \$100,000.

(b) To carry loans which are delinquent or past-due in such status for not more than three (3) months.

(c) Waive amounts due under net earnings clause.

(d) Approve requests to exceed fixed assets limitations and waive violations of this limitation.

(e) Approve payment of cash or stock dividends, payment of bonuses, increases in salaries, employment of new personnel and waivers of violation of salary and bonus limitations, provided the Chief, Financial Assistance Division considers the bonuses and/or salary to be paid reasonable, and any such payment will not impair the borrower's cash position and the loan is current in all respects at the time payment is made.

(f) Approve changes in use of loan proceeds in connection with partially disbursed loans.

3. To take the following actions in the administration, collection and liquidation of business or disaster loans:

(a) Approve or reject substitutions of accounts receiveable and inventories

(b) Release, or consent to the release of inventories, accounts receivable, cash collateral or other personal property, held as collateral on loan, including the release of all collateral when loan is paid in full.

(c) Release dividends on life insurance policies held as collateral for loans, approve the application of same against premiums due; release or consent to the release of insurance funds covering loss or damage to property securing the loan and to surrender expired hazard insurance policies.

4. To take peaceable custody of collateral, as mortgagee in possession thereof or otherwise, whenever such action becomes necessary to protect the interests of or-a loan made by SBA; to take all steps necessary for the preservation and protection of the property, pending foreclosure of the lien and sale of the collateral; and, to obligate the Administration in an amount not in excess of a total of \$1,000 for any one loan, for those expenditures as may be required to accomplish these purposes.

5. To enter into written arrangements with custodians or caretakers of collateral covering their services, which shall not have the effect of making such

tions of such delegations set forth in persons employees of SBA but shall be limited to their temporary services for the specific purpose involved.

6. To enter into written arrangements with owners of premises, when it is necessary to use a building not part of the loan collateral for the storage of chattels pending foreclosure and sale, for a period of not more than 90 days, including a period of 10 days after the date of sale of the collateral to permit orderly removal of the property from the premises.

7. To approve annual and sick leave for employees under his supervision.
B. Correspondence. To sign all non-

policy making correspondence originating in the Loan Administration Section, except congressional correspondence, correspondence with the Washington Office and letters to borrowers or guarantors containing any threat of legal action.

II. The specific authority delegated herein may not be redelegated with the exception of IB.

III. All authority delegated herein may be exercised by any SBA employee designated as Acting Chief, Loan Administration Section.

Dated: February 17, 1959.

LOGAN B. HENDRICKS, Chief. Financial Assistance Division.

[F.R. Doc. 59-2556; Filed, Mar. 25, 1959; 8:50 a.m.]

DEPARTMENT OF JUSTICE

Office of Alien Property ERIC JULIAN ULLIN AND HENRY ALBERT ULLIN

Notice of Intention To Return Vested Property

Pursuant to section 32(f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Property, and Location

Eric Julian Ullin; \$1,380.12 in the Treasury of the United States. Henry Albert Ullin; \$1,380.11 in the Treasury of the United States. Melbourne S 16, Australia. Claim No. 63341. Vesting Order Nos. 8535 and 8711.

Executed at Washington, D.C., on March 18, 1959.

For the Attorney General.

[SEAL]

. PAUL V. MYRON, Deputy Director, Office of Alien Property.

[F.R. Doc. 59-2558; Filed, Mar. 25, 1959; 8:50 a.m.]

CUMULATIVE CODIFICATION GUIDE-MARCH

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